


  
**FEDERAL REGISTER**  
 OF THE UNITED STATES 1934  
 VOLUME 13 NUMBER 124

Washington, Friday, June 25, 1948

**TITLE 3—THE PRESIDENT**

**EXECUTIVE ORDER 9971**

CREATING AN EMERGENCY BOARD TO INVESTIGATE DISPUTES BETWEEN CERTAIN TRANSPORTATION SYSTEMS OPERATED BY THE SECRETARY OF THE ARMY AND CERTAIN WORKERS

WHEREAS disputes exist between the Grand Trunk Western Railroad Company, Chesapeake & Ohio Railway Company, Wabash Railroad Company, and the Ann Arbor Railroad Company, carriers under Federal management, and certain workers represented by the National Maritime Union of America, a labor organization; and

WHEREAS by Executive Order No. 9957 of May 10, 1948, possession, control, and operation of the transportation systems owned or operated by the said carriers, together with the transportation systems owned or operated by certain other carriers, were assumed by the President, through the Secretary of the Army; and

WHEREAS the said disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS these disputes threaten, in the judgment of the National Mediation Board, substantially to interrupt interstate commerce within the State of Michigan to a degree such as to deprive that portion of the country of essential transportation service, and also threaten to interfere with the operation by the Secretary of the Army of transportation systems taken pursuant to the said Executive Order No. 9957:

NOW, THEREFORE, by virtue of the authority vested in me by the Constitution and the laws of the United States, including section 10 of the Railway Labor Act as amended (45 U. S. C. 160), and subject to the provisions of that section, I hereby create a board of three members, to be appointed by me, to investigate the said disputes. Nothing in this order shall be construed to derogate from the authority of the Secretary of the Army under the said Executive Order No. 9957.

The Board shall report its findings to the President with respect to the said

disputes within thirty days from the date of this order.

HARRY S. TRUMAN

THE WHITE HOUSE,  
June 23, 1948.

[F. R. Doc. 48-5750; Filed, June 23, 1948;  
2:55 p. m.]

**TITLE 5—ADMINISTRATIVE PERSONNEL**

**Chapter I—Civil Service Commission**

PART 24—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL, AND PROFESSIONAL POSITIONS

EDUCATIONAL SPECIALIST

Section 24.67 *Educational specialists, Department of the Navy, P-210-3 through 7*, is hereby revoked.

(Sec. 5, 58 Stat. 388; 5 U. S. C., 854)

UNITED STATES CIVIL SERVICE COMMISSION,  
[SEAL] H. B. MITCHELL,  
President.

[F. R. Doc. 48-5677; Filed, June 24, 1948;  
8:50 a. m.]

**TITLE 7—AGRICULTURE**

**Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)**

PART 962—FRESH PEACHES GROWN IN GEORGIA

DETERMINATION RELATIVE TO BUDGET OF EXPENSES AND THE FIXING OF THE RATE OF ASSESSMENT FOR THE 1948-49 FISCAL PERIOD

Notice was published in the FEDERAL REGISTER (13 F. R. 2699) on May 19, 1948, that consideration was being given to proposals regarding the budget of expenses and the fixing of the rate of assessment for the 1948-49 fiscal period under the marketing agreement and Order No. 62 (7 CFR, Cum. Supp., 962.1 et seq.), regulating the handling of fresh peaches grown in the State of Georgia. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended. After consideration of all relevant matters

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A limited sales stock of the 1946 Supplement (6 books) is still available at \$3.50 a book.

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presented, including the proposals set forth in such notice which were submitted by the Industry Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:	
§ 962.202 <i>Budget of expenses and rate of assessment for the 1948-49 fiscal period.</i> The expenses necessary to be incurred by the Industry Committee, established pursuant to the provisions of the aforesaid marketing agreement and order, to enable such committee to perform its functions, in accordance with the provisions thereof, during the fiscal period beginning March 1, 1948, and ending on the last day of February 1949, both dates inclusive, will amount to \$17,415.00, and the rate of assessment to be paid, in accordance with the aforesaid marketing agreement and order, by each handler who first handles peaches shall be fifteen mills (\$0.015) per bushel basket of peaches (net weight 50 pounds), or its equivalent of peaches in other containers or in bulk, shipped by him as the first handler thereof during said fiscal period; and such rate of assessment is	

hereby specified as each such handler's pro rata share of the aforesaid expenses.

It is hereby further found and determined that compliance with the 30-day effective date requirement of the Administrative Procedure Act (60 Stat. 237; 5 U. S. C. 1946 ed. 1001 et seq.) is impracticable and contrary to the public interest in that (1) shipments of peaches from Georgia are now being made and the mandatory maturity regulation and inspection requirement contained in the aforesaid marketing agreement and order are in effect; (2) a large volume of the Georgia peach crop is handled by itinerant truckers and cash buyers who operate in the area only part of the season; (3) in order for regulatory assessments to be collected, especially from those handlers who do not have definite or established places of business in the production area, it is essential that the specification of the assessment rate be issued immediately so as to enable the said Industry Committee to perform its duties and functions under said marketing agreement and order; and (4) a reasonable time is permitted, under the circumstances, for preparation for such effective date.

As used herein, the terms "handler," "shipped," "peaches," and "fiscal period" shall have the same meaning as is given to each such term in the said marketing agreement and order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 22d day of June 1948.

[SEAL] **CHARLES F. BRANNAN,**  
Secretary of Agriculture.

[F. R. Doc. 48-5715; Filed, June 24, 1948;  
8:59 a. m.]

## TITLE 22—FOREIGN RELATIONS

### Chapter I—Department of State

[Departmental Reg. 108.71]

#### PART 100—REGULATIONS GOVERNING EXAMINATIONS FOR THE APPOINTMENT OF FOREIGN SERVICE OFFICERS

JUNE 21, 1948.

Sec.

- 100.1 Examinations for appointment as Foreign Service officer.
- 100.2 Designation to take examination.
- 100.3 Written examination.
- 100.4 The oral examination.
- 100.5 The physical examination.
- 100.6 Affiliations.
- 100.7 Expenses of candidates.
- 100.8 Examination for appointment to Class 6.
- 100.9 Examinations for appointment to Class 5.
- 100.10 Examinations for appointment to Class 1-4, inclusive.

AUTHORITY: §§ 100.1 to 100.10, inclusive, issued under sec. 212, 60 Stat. 1001, 22 USC 827.

**§ 100.1 Examinations for appointment as Foreign Service officer.** Eligibility for appointment to the Foreign Service as Foreign Service officer will be established by examination.

**§ 100.2 Designation to take examination.** (a) No person will be eligible to take an examination for appointment as Foreign Service officer unless he has been

specifically designated by the Board of Examiners for a particular examination.

(b) A candidate who fails to report for the examination for which he has been designated will not be admitted to a subsequent examination unless specifically designated to take such subsequent examination.

(c) No person will be designated to take an examination for appointment as Foreign Service officer who is not an American citizen and who has not been such for at least 10 years immediately preceding application for designation.

(d) No person whose spouse is not an American citizen will be designated to take the examination for appointment as Foreign Service officer, and no person whose spouse is not an American citizen will be certified as eligible for appointment as Foreign Service officer.

**§ 100.3 The written examination.** (a) The written examination will be designed to test the candidate's intelligence and to determine the degree and quality of his education.

(b) The scope and nature of the written examination will be determined from time to time by the Board of Examiners.

(c) Applications for designation to take the written examination, submitted on the appropriate form provided by the Board of Examiners, must be in the hands of the Board on or about July 1 at a date fixed from year to year by the Board.

(d) The written examination is held annually in September on dates fixed from year to year by the Board of Examiners.

(e) The written examination is held at Civil Service examination centers in approximately 20 of the principal cities of the United States and at American diplomatic missions and consular posts abroad.

(f) The several parts of the written examination will be graded on a scale of 100 in accordance with procedures determined from time to time by the Board of Examiners.

**§ 100.4 The oral examination.** (a) The oral examination will be designed to determine the candidate's suitability for the Service in respect to character, personality, ability to profit from experience, and aural and oral proficiency in the use of modern languages.

(b) Oral examinations will be held in the period January-June, inclusive (and exceptionally at other times), on dates fixed at the mutual convenience of the Board and the several candidates.

(c) Oral examinations will ordinarily be held in Washington only.

(d) Oral examinations will be conducted by panels of deputies appointed by the Board of Examiners.

(e) The panels, in determining the grade of a candidate on the oral examination, will weigh his performance during the examination in the light of all available information concerning him.

**§ 100.5 The physical examination.** (a) The physical examination will be designed to determine the candidate's physical fitness to perform the duties of a Foreign Service officer and to de-

termine the presence of any physical, nervous, or mental disease or defect of such a nature as to make it unlikely that he would become a satisfactory officer.

(b) The physical examinations will be conducted by medical officers of the Army, Navy, or Public Health Service or, in exceptional circumstances, by private physicians designated by the Board of Examiners.

(c) The Board of Examiners will determine, on the basis of the report of the physician or physicians who have conducted the physical examination, whether or not the candidate has met the requirements.

**§ 100.6 Affiliations.** The religion, race, and political affiliations of candidates will not be considered in designations, examinations, or certifications, except that candidates will be required to demonstrate their loyalty to the Government of the United States and their attachment to the principles of the Constitution.

**§ 100.7 Expenses of candidates.** The traveling and other personal expenses of candidates in connection with the taking of examinations will not be borne by the Government.

**§ 100.8 Examination for appointment to Class 6.** (a) Candidates for appointment as Foreign Service officer, Class 6, in order to establish their eligibility, must pass competitive written and oral examinations and a physical examination.

(b) Candidates must be at least 21 and under 31 years of age as of the first of July in the year in which the written examination is taken.

(c) Candidates receiving a weighted average grade of 70 or higher in the several parts of the written examination, other than the examination in modern languages, and also a grade of 70 or higher in the written examination in modern languages are eligible to take the oral examination.

(d) Candidates receiving a weighted average grade of 70 or higher in the several parts of the written examination, other than the examination in modern languages, but who fail to receive a grade of 70 or higher in the examination in modern languages, may repeat the examination in modern languages on a date in the subsequent April to be fixed from year to year by the Board. Candidates who receive a grade of 70 or higher in this reexamination are eligible to take the oral examination.

(e) Candidates appearing for the oral examination will be adjudged "Passed with Distinction", "Passed", "Deferred", or "Failed".

(f) Candidates adjudged "Passed with Distinction" or "Passed" will be eligible for the physical examination.

(g) Candidates who pass the physical examination will be certified as eligible for appointment at a salary level commensurate with their age, their experience, and qualifications.

(h) Candidates adjudged "Deferred" may take another oral examination after the expiration of one year and before the expiration of two years. The interval of one year between oral examina-

## RULES AND REGULATIONS

tions may, in exceptional cases for reasons of convenience, be reduced.

**§ 100.9 Examinations for appointment to Class 5.** (a) Candidates for appointment as Foreign Service officer, Class 5, must, in order to establish their eligibility, pass competitive written and oral examinations and a physical examination.

(b) Applicants for designation to take the written examination for appointment as Foreign Service officer, Class 5, must be at least 21 and under 34 years of age as of July 1 in the year in which the written examination is taken; and they must, immediately previous to that date, have rendered at least four years', or if they are over 31 years of age at least three years', continuous service in positions of responsibility in the Foreign Service or in the Department of State or both, with efficiency ratings of "Very Good" or "Excellent" for each of those years. Applicants will be designated in accordance with standards and procedures prescribed from time to time by the Board of Examiners.

(c) The written examination and the level of achievement required will be the same as in the case of the written examination for Class 6 candidates.

(d) Candidates appearing for the oral examination will be assigned a grade on a scale of 21 points and will also be adjudged "Passed with Distinction", "Passed", "Deferred", or "Failed".

(e) Candidates adjudged "Passed with Distinction" or "Passed" will be eligible for the physical examination.

(f) The ten candidates who, having passed the physical examination, received the highest grades in the upper one-third of the scale of 21 points, will be certified for appointment to Class 5 on the ground that, in the opinion of the examining panel, they possess the background and demonstrated ability such as to make them compare favorably with the best officers in Class 5 of the Service.

(g) Candidates passing the physical examination who are not so certified will become candidates for appointment to Class 6 and will be certified as eligible for appointment at a salary level commensurate with their age, experience, and qualifications.

(h) Candidates adjudged "Deferred" will become candidates for Class 6 under the provisions of § 100.8 (h).

**§ 100.10 Examinations for appointment to Class 1-4, inclusive.** (a) Candidates for appointment as Foreign Service officer, Class 1, 2, 3 or 4, must, in order to establish their eligibility, pass a competitive oral examination and a physical examination.

(b) Applications for designation to take an oral examination for appointment as Foreign Service officer, Class 1, 2, 3 or 4, must be submitted on the appropriate form provided by the Board of Examiners and must be in the hands of the Board on or about July 1 of the fiscal year in which the oral examination is to be taken at a date fixed from year to year by the Board. Applicants must be at least 31 years of age as of July 1 preceding their oral examination and must, immediately

previous to that date have rendered at least three years continuous service in positions of responsibility in the Foreign Service or in the Department of State or both, with efficiency ratings of "Very Good" or "Excellent" for each of those years. Applicants will be designated in accordance with standards and procedures prescribed from time to time by the Board of Examiners.

(c) Candidates appearing for oral examination will be assigned a grade on a scale of 21 points. Candidates, except as provided in paragraph (f) of this section, will be in competition only with others designated to take the oral examination for appointment to the same class.

(d) Candidates receiving grades in the upper one-third of the scale of 21 points will be eligible to take a physical examination.

(e) A number of candidates, predetermined annually for each fiscal year by the Director General of the Foreign Service for each of the four classes and not to exceed five percent of the annual vacancies in each or 1, whichever is greater, from among those who pass the physical examination and who receive the highest grades in the oral examination, will be certified for appointment to the several classes, on the ground that, in the opinion of the examining panel, they possess the background and demonstrated ability such as to make them compare favorably with the best officers in the corresponding classes of the Service.

(f) Candidates whose experience and qualifications are not adjudged sufficient to warrant their certification as eligible for appointment to the class for which they were designated may be certified as eligible for appointment to the next lower class, except that no candidate will be certified as eligible for appointment to Class 5 who has not passed the written examination.

These regulations shall become effective as of June 25, 1948; they shall supersede all previous regulations issued by the Board of Examiners for the Foreign Service except that the previous regulations shall remain temporarily in effect with respect to candidates in the process of examination on June 25, 1948.

Approved: June 21, 1948.

For the Secretary of State.

[SEAL] JOHN E. PEURIFOY,  
Assistant Secretary.

[F. R. Doc. 48-5660; Filed, June 24, 1948;  
8:47 a. m.]

## TITLE 47—TELECOMMUNICATIONS

### Chapter I—Federal Communications Commission

[Docket No. 8966]

#### PART 3—RADIO BROADCAST SERVICES

##### TIME OF OPERATION

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 16th day of June 1948.

The Commission having under consideration a proposal to amend § 3.661 of its rules and regulations so as to provide for graduated periods of programming depending upon the length of time a television station license has been in effect; and

It appearing that a notice of proposed rule making with respect to said proposal was issued by the Commission on May 6, 1948, and was printed in the *FEDERAL REGISTER* on May 13, 1948;<sup>1</sup> and

It further appearing that the only comment filed in this proceeding is that of Paramount Pictures, Inc., which requested that the Commission schedule for oral argument Paramount's proposal that a minimum 28-hour per week program schedule be adopted, particularly for stations operating in metropolitan areas of the United States having a population of 500,000 or more; and

It further appearing that said proposal of Paramount Pictures, Incorporated is unaccompanied by supporting facts and its statement is insufficient to warrant the Commission in scheduling the issues herein for oral argument;

It further appearing that the amendments adopted herein will provide for a graduated scale of television programming during the early developmental license period of a television licensee, and as such, constitute relief from existing restrictions contained in § 3.661 of the Commission's rules and regulations, thus permitting an effectuation date for said amendments of a period less than that required by section 4 (c) of the Administrative Procedure Act;

*It is ordered, Effective July 1, 1948 that §§ 3.661 (a) and (b) of the Commission's rules and regulations are amended to read as follows:*

**§ 3.661 Time of operation.** (a) All television broadcast stations will be licensed for unlimited time operation. Each such station shall maintain a regular program operating schedule as follows: not less than two hours daily in any five broadcast days per week and not less than a total of twelve hours per week during the first eighteen months of the station's operations; not less than two hours daily in any five broadcast days per week and not less than a total of sixteen hours, twenty hours and twenty-four hours per week for each successive six month period of operation, respectively; and not less than two hours in each of the seven days of the week and not less than a total of twenty-eight hours per week thereafter. "Operation" includes the period during which a station is operated pursuant to special temporary authority or during program tests, as well as during the license period. Time devoted to test patterns, or to aural presentations accompanied by the incidental use of fixed visual images which have no substantial relationship to the subject matter of such aural presentations, shall not be considered in computing periods of program service. If, in the event of an emergency due to causes beyond the control of a licensee,

<sup>1</sup> 13 F. R. 2592.

it becomes impossible to continue operation, the Commission and the Engineer in Charge of the radio district in which the station is located shall be notified in writing immediately after the emergency develops and immediately after the emergency ceases and operation is resumed.

(b) The aural transmitter of a television broadcast station shall not be op-

erated separately from the visual transmitter except for experimental or test purposes. (Sects. 303 (a), (b), 48 Stat. 1082, sec. 6 (b), 50 Stat. 191; 47 U. S. C. 303 (a), (b), (r))

*It is further ordered*, That the comments filed by Paramount Pictures, Incorporated are rejected without prejudice to its right to thereafter petition the

Commission to further amend the rules herein adopted.

Released: June 17, 1948.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5674; Filed, June 24, 1948;  
8:49 a. m.]

## PROPOSED RULE MAKING

### DEPARTMENT OF THE INTERIOR

#### Office of Indian Affairs

##### [25 CFR, Part 28]

#### KLAMATH TRIBAL LOAN FUND

#### NOTICE OF PROPOSED RULE MAKING

##### Correction

In Federal Register Document 48-5378, appearing at page 3256 of the issue for Wednesday, June 16, 1948, the second line of § 28.7 (d) should be transposed to be the third line of paragraph (c) of § 28.7. Paragraph (c) as corrected reads as follows:

(c) *Approval by Superintendent.* Except as otherwise indicated in the regulations in this part, loans acted upon favorably by the Board, where the applicant's indebtedness to the fund will exceed \$3,000 but not exceed \$4,000, may be approved by the Superintendent.

##### [25 CFR, Part 1301]

#### AHTANUM, TOPPENISH-SIMCOE, AND WAPATO INDIAN IRRIGATION PROJECTS, WASH.

#### PROPOSED INCREASES IN OPERATION AND MAINTENANCE CHARGES

JUNE 16, 1948.

Pursuant to section 4 (a) of the Administrative Procedure Act of June 11, 1946 (60 Stat. 238), and authority contained in the Acts of Congress approved August 1, 1914; May 18, 1916; and March 7, 1928 (38 Stat. 583, 25 U. S. C. 385; 39 Stat. 154; and 45 Stat. 210, 25 U. S. C. 387) and by virtue of authority delegated by the Commissioner of Indian Affairs to the undersigned, District Director, District No. III, Portland, Oregon, September 14, 1946 (11 F. R. 10267; 25 CFR 02.8), notice is hereby given of intention to modify §§ 130.1, 130.73 and 130.86 of Title 25, Code of Federal Regulations, dealing with operation and maintenance assessments against irrigable lands of the Ahtanum Indian Irrigation Project, Toppenish-Simcoe Indian Irrigation Project, and Wapato Indian Irrigation Project, all of the Yakima Indian Reservation, Washington, as follows:

1. Section 130.1 *Ahtanum Indian Irrigation Project*, is amended by increasing the annual operation and maintenance charge per acre from \$1.50 to \$2.50 for each irrigable acre of land to which water can be delivered from the project works.

2. Section 130.73 *Toppenish-Simcoe Indian Irrigation Project*, is amended by increasing the annual operation and maintenance charge per acre from \$1.00 to \$2.00 for each acre of land for which application for water is made and approved by the Project Engineer.

Section 130.86 *Wapato Indian Irrigation Project*, is amended by increasing the annual "Flat Rate" for each assessable acre upon all farm units or tracts from \$2.50 to \$3.50.

The foregoing proposed changes are to become effective for the irrigation season 1949 and continue in effect thereafter until further notice.

Interested persons are hereby given opportunity to participate in preparing the proposed amendments by submitting their views and data or argument in writing to E. Morgan Pryse, District Director, U. S. Indian Service, Building 34, Swan Island, Portland 18, Oregon, within 30 days from the date of publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

GEORGE P. LAVATTA,  
Acting District Director.

[F. R. Doc. 48-5652; Filed, June 24, 1948;  
8:46 a. m.]

### DEPARTMENT OF AGRICULTURE

#### Production and Marketing Administration

##### [7 CFR, Part 903]

[Docket No. AO-194]

#### ST. LOUIS, MISSOURI, MILK MARKETING AREA

#### NOTICE OF POSTPONEMENT OF HEARING ON HANDLING OF MILK

Notice is hereby given that the hearing on a proposed amendment to the tentative marketing agreement, and to the order, as amended, regulating the handling of milk in the St. Louis, Missouri, milk marketing area, heretofore scheduled (13 F. R. 3299) to begin at 10:30 a. m. c. d. t. in the Coronado Hotel at St. Louis, Missouri, on June 28, 1948, is postponed, and shall instead begin at the same place at 10:30 a. m. c. d. t. on July 7, 1948.

[SEAL] JOHN I. THOMPSON,  
Assistant Administrator.

JUNE 22, 1948.

[F. R. Doc. 48-5714; Filed, June 24, 1948;  
8:59 a. m.]

##### [7 CFR, Part 935]

[Docket No. AO-86-A7]

#### OMAHA-COUNCIL BLUFFS MARKETING AREA

#### NOTICE OF HEARING ON HANDLING OF MILK; PROPOSED AMENDMENT TO TENTATIVE MARKETING AGREEMENT AND TO ORDER, AS AMENDED, REGULATING HANDLING OF MILK IN OMAHA-COUNCIL BLUFFS MARKETING AREA

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, (7 U. S. C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended, (7 CFR, Supps., 900.1 et seq.; 12 F. R. 1159, 4904), notice is hereby given of a public hearing to be held in the Post Office Building, at Omaha, Nebraska, beginning at 10:00 a. m. C. S. T., June 29, 1948, for the purpose of receiving evidence with respect to the proposed amendments hereinafter set forth to the tentative marketing agreement, as heretofore approved by the Secretary of Agriculture, and to the order, as amended, regulating the handling of milk in the Omaha-Council Bluffs marketing area (7 CFR, Supps., 935.0 et seq.; 12 F. R. 2073). These proposed amendments have not received the approval of the Secretary of Agriculture.

The proposed amendments on which evidence will be received were submitted by the Nebraska-Iowa Non-Stock Co-Operative Milk Association, Alamito Dairy, and Roberts Dairy Company.

*Proposed by the Nebraska-Iowa Non-Stock Co-Operative Milk Association:*

1. Delete § 935.5 (b) (1) prior to subdivision (ii) and substitute therefor the following:

(1) *Class I.* The price per hundredweight for Class I milk containing 3.8 percent butterfat shall be the basic formula price computed pursuant to paragraph (a) of this section plus 75 cents during the delivery periods of March, April, May, June, July and August and plus \$1.20 during the delivery periods of September, October, November, December, January, and February: *Provided*, That prior to March 1, 1950 the price per hundredweight for Class I milk containing 3.8 percent butterfat shall be the basic formula price computed pursuant to paragraph (a) of this section plus \$1.00 during the delivery periods of March, April, May, June, July and August and plus \$1.45 during the delivery periods of September, October, November, December, January and February.

## PROPOSED RULE MAKING

(1) The price per hundredweight for butterfat in Class I milk shall be computed by adding to the price for butterfat in Class III milk computed pursuant to subparagraph (3) (i) of this paragraph, \$15.00 during the delivery periods of March, April, May, June, July and August and \$24.00 during the delivery periods of September, October, November, December, January and February: *Provided*, That prior to March 1, 1950 the price per hundredweight for butterfat in Class I milk shall be computed by adding to the price for butterfat in Class III milk computed pursuant to subparagraph (3) (i) of this paragraph \$20.00 during the delivery periods of March, April, May, June, July and August and \$29.00 during the delivery periods of September, October, November, December, January and February.

2. Delete § 935.5 (b) (2) prior to subdivision (ii) and substitute therefor the following:

(2) *Class II.* The price per hundredweight for Class II milk containing 3.8 percent butterfat shall be the basic formula price computed pursuant to paragraph (a) of this section plus 75 cents during the delivery periods of March, April, May, June, July and August and plus \$1.20 during the delivery periods of September, October, November, December, January and February: *Provided*, That prior to March 1, 1950 the price per hundredweight for Class II milk containing 3.8 percent butterfat shall be the basic formula price computed pursuant to paragraph (a) of this section plus \$1.00 during the delivery periods of March, April, May, June, July and August and plus \$1.45 during the delivery periods of September, October, November, December, January and February.

(1) The price per hundredweight for butterfat in Class II milk shall be computed by adding to the price for butterfat in Class III milk computed pursuant to subparagraph (3) (i) of this paragraph \$15.00 during the delivery periods of March, April, May, June, July and August and \$24.00 during the delivery periods of September, October, November, December, January and February: *Provided*, That prior to March 1, 1950 the price per hundredweight for butterfat in Class II milk shall be computed by adding to the price for butterfat in Class III milk computed pursuant to subparagraph (3) (i) of this paragraph \$20.00 during the delivery periods of March, April, May, June, July and August and \$29.00 during the delivery periods of September, October, November, December, January and February.

*Proposed by Alamito Dairy:*

3. Delete § 935.5 (a) (2) and substitute therefor the following:

(2) The price adjusted to the nearest cent, calculated by the market administrator as follows:

(1) To the average price per pound of 92 score butter at wholesale in the Chicago market, as reported by the Department of Agriculture for the delivery period next preceding that during which

such milk is received, add or subtract one-fourth cent for each cent that such price is above or below 20 cents, (ii) multiply the result by 3.8, (iii) add 21 cents, and (iv) add 3 cents for each full one-half cent that the price of nonfat dry milk solids for human consumption is above 7 cents per pound. The price per pound of nonfat dry milk solids to be used shall be the arithmetical average of the carlot prices, both spray and roller process, for human consumption delivered at Chicago, as reported by the Department of Agriculture for the delivery period next preceding that during which such milk was received, including in such average, the quotations for any part of the preceding delivery period which were not published and available for the determination of the price of such nonfat dry milk solids for the previous delivery period. In the event the Department of Agriculture does not publish carlot prices for nonfat dry milk solids for human consumption delivered at Chicago the average of the carlot prices for nonfat dry milk solids for human consumption f. o. b. manufacturing plant as reported by the Department of Agriculture for the Chicago area shall be used and 3 cents shall be added for each full one-half cent that the latter price is above 6 cents per pound.

4. Amend § 935.5 (b) (3) so that the price per hundredweight for Class III milk containing 3.8 percent butterfat shall be that computed pursuant to the formula in paragraph (a) (2) of this section except the quotation for butter and powder be on current milk.

*Proposed by Roberts Dairy Company:*

5. Revise § 935.4 to provide for the following classifications of milk:

(1) Class I-A milk shall be all skim milk and butterfat of the highest grade permitted to be sold by the applicable health ordinance and disposed of in the form of milk containing more than 1 percent butterfat, or in the form of flavored milk drinks regardless of butterfat content.

(2) Class I-B milk shall be all skim milk and butterfat disposed of in the form of milk containing more than 1 percent butterfat or in the form of flavored milk drinks regardless of butterfat content; and all skim milk and butterfat not specifically accounted for as Class I-A, Class II-A, Class II-B, Class III and Class IV.

(3) Class II-A milk shall be all skim milk and butterfat of the highest grade permitted to be sold by the applicable health ordinance and disposed of as cream, either sweet or sour (including any mixture of butterfat and skim milk containing more than 6 percent butterfat) for consumption in fluid form.

(4) Class II-B milk shall be all skim milk and butterfat disposed of as cream, either sweet or sour (including any mixture of butterfat and skim milk containing more than 6 percent butterfat) for consumption in fluid form not specifically accounted for as Class II-A.

(5) Class III milk shall be all skim milk and butterfat disposed of in the form of milk containing more than 1

percent butterfat, or in the form of flavored milk drinks regardless of butterfat content, or in the form of cream, either sweet or sour (including any mixture of butterfat and skim milk containing more than 6 percent butterfat) for consumption in fluid form and sold outside the milk marketing area.

(5) Class IV milk shall be all skim milk and butterfat specifically disposed of as animal feed or used to produce any milk product other than those specified in subparagraphs (1), (2), (3), (4) and (5) of this paragraph, and actual plant shrinkage up to but not in excess of (i) 5 percent of the total receipts of skim milk except skim milk received from other handlers which are not cooperative associations, and (ii) 2 percent of the total receipts of butterfat except butterfat received from other handlers which are not cooperative associations.

6. Revise § 935.5 (a) to establish the "basic-formula" on the butter-powder formula as set forth in subparagraph (2) deleting the alternative price set forth in subparagraph (1).

7. Revise § 935.5 (a) (1) as follows:

(1) Substitute "current delivery period" for "next preceding delivery period."

(2) Delete "divided by 3.5 percent and multiplied by 3.8 percent."

(3) Delete "Pet Milk Company, Shullsburg, Wisconsin" and "Libby, McNeil and Libby Company, Morrison, Illinois" and add "Rochester Dairy Company, Rochester, Minnesota" and "Page Milk Company, Coffeyville, Kansas."

8. Revise § 935.5 (b) (1) and other portions of this section by substituting: "3.5 percent butterfat" for "3.8 percent butterfat."

9. Revise § 935.5 (b) (1) (ii) (c) and other portions of this section by substituting: "0.965" for "0.962."

10. Revise § 935.5 to provide minimum prices as follows:

Class I-A Same as present Class I.

Class I-B 40 cents less than Class I-A.

Class II-A Same as present Class II.

Class II-B 40 cents less than Class II-A.

Class III 25 cents over Class IV.

Class IV Same as present Class III.

11. Change the order elsewhere as required to properly identify classes of milk as above described.

*Proposed by the Dairy Branch:*

12. Make such other changes as may be required to make the order conform with any amendments thereto which may result from this hearing.

Copies of this notice of hearing may be procured from Mr. Wayne McPherren, Market Administrator, Room 418, Post Office Building, Omaha 2, Nebraska, or from the Hearing Clerk, United States Department of Agriculture, Room 1846, South Building, Washington 25, D. C., or may be there inspected.

Dated: June 22, 1948.

[SEAL] JOHN I. THOMPSON,  
Assistant Administrator.

[F. R. Doc. 48-5716; Filed, June 24, 1948;  
8:56 a. m.]

## SECURITIES AND EXCHANGE COMMISSION

### [17 CFR, Part 210]

#### FORM AND CONTENT OF FINANCIAL STATEMENTS

##### NOTICE OF PROPOSAL TO AMEND REGULATION S-X

Notice is hereby given that the Securities and Exchange Commission has under consideration the following proposals for action pursuant to authority conferred upon it by the Securities Act of 1933, particularly sections 6, 7, 8, 10 and 19 (a) thereof, the Securities Exchange Act of 1934, particularly sections 12, 13, 15 (d) and 23 (a) thereof.

Experience gained from the examination of financial statements filed with the Commission by commercial, industrial and mining companies in the promotional, exploratory or development stage using Forms S-2, S-3 and S-11 (17 CFR 239.12, 239.13 and 239.18) under the Securities Act of 1933 and Forms 10, 10K and 1-MD (17 CFR 249.210, 249.310 and 249.401) under the Securities Exchange Act of 1934 has indicated the desirability of amending Regulation S-X (17 CFR, Part 210) for the purpose of including therein a new article, designated as Article 5A (17 CFR 210.5a-01 to 210.5a-07), governing the form and content of financial statements required by such forms.

The draft of the proposed Article 5A, copy of which is available on request, relates to financial statements made a part of registration statements, applications for registration and annual reports filed with the Commission on the above mentioned forms. Such article provides for reasonable uniformity in accounting policies and procedures and rules governing the form and content of financial statements for companies of the type described and made a part of the forms named in the preceding paragraph.

Amendments to other articles and rules set forth in the following draft of the proposed amendment to Part 210 (Regulation S-X) are required to make effective the use of new Article 5A.

1. A proposal for the amendment of § 210.1-01 (Rule 1-01 of Article I of Regulation S-X) under the above mentioned acts. The purpose of the amendment is to make Part 210 (Regulation S-X), as amended, govern the form and content of financial statements required to be filed as a part of Form S-11, and to delete the reference to Forms A-2 and C-1 (17 CFR 239.2 and 239.3) which have been rescinded by the Commission. The text of paragraph (a) of § 210.1-01 (Rule 1-01 of Regulation S-X), as amended, is as follows:

§ 210.1-01 *Application of this part.* \* \* \*

(a) Registration statements under the Securities Act of 1933, filed on Form S-1, S-2, S-3, S-4, S-5, S-6 or S-11 (17 CFR 239.11, 239.12, 239.13, 239.14, 239.15, 239.16, 239.18), except as otherwise specifically provided in such forms;

2. A proposal for the amendment of Article 4 by adding thereto a new section designated as § 210.4-14 (Rule 4-14) which would read as follows:

§ 210.4-14 *Special requirements as to commercial, industrial or mining companies in the promotional, exploratory or development stage subject to §§ 210.5a-01 to 210.5a-07.* The financial statements required by §§ 210.5a-01 to 210.5a-07, inclusive, shall not be prepared on a consolidated basis but shall, insofar as practicable, be prepared so as to show the information for the registrant and each of its subsidiaries in parallel columns.

3. A proposal for the amendment of § 210.5-01 (Rule 5-01 of Article 5). The purpose of the amendment is to prescribe §§ 210.5a-01 to 210.5a-07, inclusive (Article 5A), as the sections governing the form and content of financial statements required to be filed by Commercial, Industrial and Mining companies in the promotional, exploratory or development stage using Form S-2, Form S-3 or Form S-11 under the Securities Act of 1933 and Form 10, Form 10-K or Form 1-MD under the Securities Exchange Act of 1934. The text of paragraph (a) of § 210.5-01 (Rule 5-01), *Application of §§ 210.5-01 to 210.5-04 (Article 5)* as so amended, would be as follows:

§ 210.5-01 *Application of §§ 210.5-01 to 210.5-04.* (a) Sections 210.5-01 to 210.5-04 shall be applicable to financial statements filed for all persons except:

(1) Investment Companies (see §§ 210.6-01 to 210.6-13).

(2) Insurance Companies other than life and title insurance companies (see §§ 210.7-01 to 210.7-06).

(3) Committees issuing certificates of deposit (see §§ 210.8-01 to 210.8-03).

(4) Banks (see § 210.9-05).

(5) Commercial, industrial and mining companies in the promotional, exploratory or development stage (see § 210.5a-01 to 210.5a-07).

4. A proposal for the amendment of § 210.12-06 (Rule 12-06 of Regulation S-X). The purpose of the amendment is to make uniform the information required to be shown with respect to mine property, plant and equipment in the Statement of Assets and Unrecovered Promotional, Exploratory or Development Costs, and in this section by certain mining companies using Form 10, Form 10-K or Form 1-MD. The section would be amended by adding the following additional paragraph to the instructions set forth in footnote 2 to such section.

(c) *Mining companies using article 5A.* Include herein only depreciable mine plant and equipment at the dollar amounts required by the instructions set forth under Caption 13, property, plant and equipment of Article 5A. A mining company falling into this category, shall to the extent practicable, also observe the instructions set forth under this section. (See page 16 of the *Preliminary Draft* for a complete statement of § 210.12-06) as amended.)

5. A proposal for the amendment of § 210.12-07 (Rule 12-07 of Regulation S-X). The purpose of the amendment

is to make uniform the information, with respect to depreciation, depletion and amortization of mine property, plant and equipment and unrecovered promotional exploratory or development costs, shown in the Statement of Assets and Unrecovered Promotional, Exploratory or Development Costs. The section is amended by preceding the instructions presently set forth in footnote 1 to this section with the following paragraph:

*Instructions applicable to certain mining companies using Article 5A.* Include herein only the amount of the reserve for depreciation, depletion and amortization of mine property, plant and equipment and unrecovered promotional, exploratory or development costs, applicable to the amounts set forth in § 210.12-06 (Rule 12-06) *Property, plant and equipment* and § 210.12-06a (Rule 12-06a) *Unrecovered promotional, exploratory or development costs.* A mining company falling into this category, shall to the extent practicable observe the instructions set forth under this section. (See page 21 of the *Preliminary Draft* of Article 5A for a complete statement of § 210.12-07 (Rule 12-07), as amended.)

6. A proposal for the amendment of Regulation S-X by the adoption of new §§ 210.5a-01 to 210.5a-07 (Article 5A). The purpose of these sections is to require Commercial, Industrial and Mining companies in the promotional, exploratory or development stage to prepare financial statements, except as otherwise specified in the applicable form, in accordance with the rules regarding form and content set forth therein. The next of proposed Article 5A is set forth in a *Preliminary Draft*, which is available on request.

7. A proposal for the adoption of a new section designated as § 210.12-06a (Rule 12-06A), *Unrecovered promotional, exploratory or development costs.* The purpose of this section is to require the classification and aging of these unrecovered costs which were paid for in cash or which are to be paid for in cash. The text of the proposed section is set forth in page 18 of the *Preliminary Draft* of Article 5A.

Form 10, Form 10-K, and Form 1-MD will be amended concurrently with the adoption of the proposed §§ 210.5a-01 to 210.5a-07 (Article 5A of Regulation S-X) to make applicable such article to the financial statements of certain corporations described therein when filing on such forms.

All interested persons are invited to submit data, views and comments on the above mentioned proposals in writing to the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., on or before July 31, 1948.

Persons desiring to comment on the proposed §§ 210.5a-01 to 210.5a-07 (Article 5A) may obtain copies thereof from the principal office of the Commission at the above address.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

JUNE 21, 1948.

[F. R. Doc. 48-5658; Filed, June 24, 1948;  
8:46 a. m.]

## FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Part 31]

[Docket No. 9048]

### STANDARD BROADCAST STATIONS

#### NOTICE OF PROPOSED RULE MAKING

In the matter of amendment of subpart C of Part 3 of the Commission's rules and regulations.

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. The proposed rules and regulations, which are amendments to existing rules and regulations, are set forth below.

3. The proposed rules and regulations are issued under the authority of sections 301, 303 (a), (b), (c), (e), (f), (h), (j), and (r) of the Communications Act of 1934, as amended.

4. Any interested party who is of the opinion that the proposed amendment should or should not be adopted, or should not be adopted in the form set forth herein, may file with the Commission, on or before July 26, 1948 a written statement or brief setting forth his comments. The Commission will consider all comments that are received before taking final action in the matter, and if any comments are received which appear to warrant the Commission in holding an oral argument before final action is taken, notice of the time and place of such oral argument will be given to interested parties.

5. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs or comments filed shall be furnished the Commission.

Adopted: June 16, 1948.

Released: June 17, 1948.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

The proposed amendments to Subpart C of Part 3 of the Commission's rules and regulations are as follows:

1. Amend title of § 3.503 to read, "Licensing requirements and service."

2. Amend §§ 3.504 and 3.505 to read as follows:

§ 3.504 Frequency, power and service area. (a) In the assignment of frequency and power to a noncommercial educational FM broadcast station the Commission will consider with the application: (1) The area served by applicant's existing educational facilities; and (2) the provisions of any State-wide plan on file with the Commission which meets the requirements of § 3.502. A station licensed for transmitter power output of 10 watts or less normally will be licensed to operate on the frequency 88.1 megacycles, however, should it appear that operation on this frequency would cause objectionable interference, such station may be licensed to operate on the next higher frequency that would not cause objectionable interference.

(b) The license of each noncommercial educational FM broadcast station licensed for transmitter power output of

### PROPOSED RULE MAKING

10 watts or less shall specify the maximum authorized operating power output of the transmitter. The license of each noncommercial educational FM broadcast station licensed for transmitter power output above 10 watts shall specify the authorized effective radiated power of the station and the authorized operating power output of the transmitter.

(c) Each application for a new noncommercial educational FM broadcast station or increase in facilities of an existing station which proposes transmitter power output above 10 watts shall contain a determination of the antenna height above average terrain and the extent of the 1 mv/m and 50 uv/m contours of the proposed station by the methods prescribed in the Standards of Good Engineering Practice Concerning FM Broadcast Stations.

§ 3.505 Standards of Good Engineering Practice. The definitions and interference standards contained in the Standards of Good Engineering Practice Concerning FM Broadcast Stations shall be applicable to noncommercial educational FM broadcast stations. Other portions of such Standards shall be applicable to the extent specifically prescribed by this part.

3. Add a new paragraph (c) to § 3.515 to read as follows:

(c) If a construction permit has been allowed to expire for any reason, application may be made for a new permit on FCC Form 321 "Application for a Construction Permit to Replace Expired Permit."

4. Amend §§ 3.551, 3.552, 3.553 and 3.554 to read as follows:

§ 3.551 Transmitter power. (a) The standard power rating of the transmitter of a noncommercial educational FM broadcast station licensed for transmitter power output above 10 watts shall be in accordance with the Standards of Good Engineering Practice Concerning FM Broadcast Stations.

(b) The standard power rating of the transmitter of a noncommercial educational FM broadcast station licensed for transmitter power output of 10 watts or less shall be not less than the authorized operating power and not more than 10 watts.

§ 3.552 Frequency monitor. (a) The licensee of each noncommercial educational FM broadcast station licensed for transmitter power output above 10 watts shall have in operation at the transmitter a frequency monitor independent of the frequency control of the transmitter. The frequency monitor shall be approved by the Commission. (See Approved Frequency Monitors and Requirements for Type Approval of Frequency Monitors in the Standards of Good Engineering Practice Concerning FM Broadcast Stations.)

(b) The licensee of each noncommercial educational FM broadcast station licensed for transmitter power output of 10 watts or less shall provide for the measurement of the station frequency by a means independent of the frequency control of the transmitter. The station frequency shall be measured (1) when the transmitter is initially installed, (2)

at any time the frequency determining elements are changed, and (3) at any time the licensee may have reason to believe the frequency has shifted beyond the tolerance specified by the Commission's rules.

§ 3.553 Modulation monitor. (a) The licensee of each noncommercial educational FM broadcast station licensed for transmitter power output above 10 watts shall have in operation at the transmitter a modulation monitor approved by the Commission. (See Approved Modulation Monitors and Requirements for Type Approval of Modulation Monitors in the Standards of Good Engineering Practice Concerning FM Broadcast Stations.)

(b) The licensee of each noncommercial educational FM broadcast station licensed for transmitter power output of 10 watts or less shall provide at the transmitter a percentage modulation indicator or a calibrated program level meter from which a satisfactory indication of the percentage of modulation can be determined.

§ 3.554 Transmitter performance. (a) The transmitter proper and associated transmitting equipment of each noncommercial educational FM broadcast station licensed for transmitter power output above 10 watts shall be designed, constructed, and operated in accordance with the Standards of Good Engineering Practice Concerning FM Broadcast Stations.

(b) The transmitter proper and associated transmitting equipment of each noncommercial educational FM broadcast station licensed for transmitter power output of 10 watts or less, although not required to meet all requirements of the Standards of Good Engineering Practice Concerning FM Broadcast Stations, shall be constructed with safety features in accordance with the specifications of Article 810 of the current National Electrical Code as approved by the American Standards Association and shall be so operated, tuned, and adjusted that emissions are not radiated outside the authorized band which cause or which are capable of causing interference to the communications of other stations. The audio distortion, audio frequency range, carrier hum, noise level, and other essential phases of the operation which control the external effects, shall at all times be capable of providing satisfactory broadcast service. Studio equipment properly covered by an underwriter's certificate will be considered as satisfying safety requirements.

5. Amend § 3.556 (c) to read as follows:

(c) Both transmitters shall meet the requirements of § 3.554.

6. Amend § 3.557 (a) (2) to read as follows:

(2) That would result in the external performance of the transmitter being in disagreement with § 3.554.

7. Amend § 3.557 (d) to read as follows:

(d) Other changes, except as above provided for in this section, may be made at any time without the authority of the

Commission: *Provided*, That the Commission shall be promptly notified thereof and such changes shall be shown in the next application for renewal of license.

8. Amend §§ 3.567 and 3.569 to read as follows:

§ 3.567 *Operating power; determination and maintenance of.* (a) The operating power of each station licensed for transmitter power output of 10 watts or less shall be determined by the methods prescribed in the Standards of Good Engineering Practice Concerning FM Broadcast Stations. The power at which the station is operated may be less than the licensed power but shall in no event be more than 5 percent above the licensed power. The transmitter of each such

station shall be so maintained as to be capable of operation at maximum licensed power.

(b) The operating power, and the requirements for maintenance thereof, of each station licensed for transmitter power output above 10 watts shall be determined by the methods prescribed in the Standards of Good Engineering Practice Concerning FM Broadcast Stations.

§ 3.569 *Frequency tolerance.* (a) The center frequency of each noncommercial educational FM broadcast station licensed for transmitter power output of 10 watts or less shall be maintained within 3,000 cycles of the assigned center frequency.

(b) The center frequency of each non-commercial educational FM broadcast

station licensed for transmitter power output above 10 watts shall be maintained within 2,000 cycles of the assigned center frequency.

9. Amend § 3.581 (b) (4) to read as follows:

(4) For each station licensed for transmitter power output above 10 watts, an entry of the following each 30 minutes:

(i) Operating constants of last radio stage (total plate current and plate voltage).

(ii) Radio frequency transmission line meter reading.

(iii) Frequency monitor reading.

[F. R. Doc. 48-5673; Filed, June 24, 1948; 8:49 a. m.]

## NOTICES

### CIVIL AERONAUTICS BOARD

[Docket No. 1803]

PAN AMERICAN AIRWAYS, INC.

#### NOTICE OF POSTPONEMENT OF ORAL ARGUMENT

In the matter of the application of Pan American Airways, Inc., for a certificate of public convenience and necessity authorizing air transportation within the continental United States.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, that oral argument in the above-entitled matter is postponed from July 13 to July 19, 1948, at 10:00 a. m. (eastern daylight saving time) in Room 5042 Commerce Building, 14th Street and Constitution Avenue NW, Washington, D. C., before the Board.

Dated at Washington, D. C., June 21, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-5675; Filed, June 24, 1948; 8:49 a. m.]

No. BP-6612; for construction permits.

The Commission having under consideration a petition filed June 8, 1948, by Glen Clawson, Janice Clawson, Gerald Clawson and Wayne Barker, a partnership d/b as The Shelbyville Broadcasting Company, Shelbyville, Illinois, requesting a continuance from June 15, 1948, to July 1, 1948, of the hearing on its above-entitled application and the above-entitled applications of Blackhawk Broadcasting Company, WTAX, Inc. (WTAX), and La Salle County Broadcasting Company (WLPO);

It is ordered, This 11th day of June 1948, that the petition be, and it is hereby, granted; and that the hearing on above-entitled applications be, and it is hereby, continued to 10:00 a. m., Thursday, July 1, 1948, at Washington, D. C.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5664; Filed, June 24, 1948; 8:47 a. m.]

sion's own motion, pending action by the Commission on the said petition for re-consideration and disposition without hearing.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5662; Filed, June 24, 1948; 8:47 a. m.]

[Docket No. 8499]

REDLANDS BROADCASTING CO.

#### ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Edward Iannelli and John C. Mead, a partnership, d/b as Redlands Broadcasting Company, Redlands, California, Docket No. 8499, File No. BP-6099; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 16th day of June 1948;

The Commission having under consideration the above-entitled application for construction permit for a new standard broadcast station to operate on 550 kc, 500 watts, daytime only, at Redlands, California;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be

[Docket No. 8391]

ARLINGTON-FAIRFAX BROADCASTING CO., INC. (WEAM)

#### ORDER CONTINUING HEARING

In re application of Arlington-Fairfax Broadcasting Company, Inc. (WEAM), Arlington, Virginia, Docket No. 8391, File No. BP-5975; for construction permit.

Whereas, the above-entitled application of Arlington-Fairfax Broadcasting Company, Inc. (WEAM), Arlington, Virginia, is scheduled to be heard on June 18, 1948, at Washington, D. C.; and

Whereas, there is pending before the Commission a petition filed May 15, 1947, by the above-entitled applicant requesting reconsideration and disposition without hearing;

It is ordered, This 11th day of June 1948, that the said hearing on the above-entitled application be, and it is hereby, continued indefinitely on the Commiss-

### FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 8179, 8180, 8991, 8992]

BLACKHAWK BROADCASTING CO. ET AL.

#### ORDER CONTINUING HEARING

In re applications of Blackhawk Broadcasting Company, Sterling, Illinois, Docket No. 8179, File No. BP-5409; WTAX, Inc. (WTAX), Springfield, Illinois, Docket No. 8180, File No. BP-5588; Glen Clawson, Janice Clawson, Gerald Clawson and Wayne Barker, a partnership d/b as The Shelbyville Broadcasting Company, Shelbyville, Illinois, Docket No. 8991, File No. BP-6438; F. F. McNaughton and Louis F. Leurig, a partnership d/b as La Salle County Broadcasting Company (WLPO), La Salle, Illinois, Docket No. 8992, File

## NOTICES

rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with station KFMB, San Diego, California or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine the overlap, if any, that will exist between the service area of the proposed station and that proposed in the application of United Nations Broadcasting Corporation, San Fernando, California (File No. BP-6243, Docket No. 8615), the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

*It is further ordered*, That, the Jack Gross Broadcasting Company, licensee of Station KFMB, San Diego, California, be, and it is hereby, made a party to this proceeding.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5666; Filed, June 24, 1948;  
8:48 a. m.]

[Docket Nos. 8557, 8630, 8631, 8651,  
8737-8740, 8821]

NEW ENGLAND THEATRES, INC., ET AL.

## ORDER CONTINUING HEARING

In re applications of New England Theatres, Inc., Boston, Massachusetts, Docket No. 8557, File No. BPCT-140; Boston Metropolitan Television Company, Boston, Massachusetts, Docket No. 8630, File No. BPCT-203; New England Television Company, Inc., Boston, Massachusetts, Docket No. 8631, File No. BPCT-210; Massachusetts Broadcasting Corporation, Boston, Massachusetts, Docket No. 8651, File No. BPCT-219; Cherry & Webb Broadcasting Company, Providence, Rhode Island, Docket No. 8737, File No. BPCT-223; Columbia Broadcasting System, Inc., Boston, Massachusetts, Docket No. 8738, File No. BPCT-247; Matheson Radio Company, Inc., Boston, Massachusetts, Docket No. 8739, File No. BPCT-248; E. Anthony & Sons, Inc., Boston, Massachusetts, Docket No. 8740, File No. BPCT-249; Twentieth Century-Fox New

England, Inc., Boston, Massachusetts, Docket No. 8821, File No. BPCT-305; for construction permits.

The Commission having under consideration a petition filed June 4, 1948, by Cherry & Webb Broadcasting Company, Providence, Rhode Island, requesting an indefinite continuance in the hearing presently scheduled for June 28, 1948, at Boston, Massachusetts, upon the above-entitled applications;

*It is ordered*, This 11th day of June 1948, that the petition be, and it is hereby, granted; and that the said hearing on the above-entitled applications be, and it is hereby, continued indefinitely pending termination of the proceeding in the matter of amendment of section 3.606 of the Commission's rules and regulations (Docket Nos. 8975 and 8736).

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5651; Filed, June 24, 1948;  
8:47 a. m.]

[Docket Nos. 8727-8729]

LEHIGH VALLEY BROADCASTING CO. ET AL.

## ORDER CONTINUING HEARING

In re applications of Lehigh Valley Broadcasting Company, Allentown, Pennsylvania, Docket No. 8727, File No. BPCT-232; Easton Publishing Company, Easton, Pennsylvania, Docket No. 8728, File No. BPCT-261; Philco Television Broadcasting Corporation, Bethlehem, Pennsylvania, Docket No. 8729, File No. BPCT-263; Tri-City Telecasters, Inc., Allentown, Pennsylvania, File No. BPCT-484; Penn-Allen Broadcasting Company, Allentown, Pennsylvania, File No. BPCT-486; for construction permits.

The Commission having under consideration a petition filed June 9, 1948, by Tri-City Telecasters, Inc., Allentown, Pennsylvania, requesting a continuance of the hearing now scheduled for June 30, July 1 and 2, 1948, on the above-entitled applications of Lehigh Valley Broadcasting Company, Allentown, Pennsylvania, Easton Publishing Company, Easton, Pennsylvania, and Philco Television Broadcasting Corporation, Bethlehem, Pennsylvania;

It appearing, that the public interest, convenience and necessity would be served by a continuance of the said hearing to July 12, 1948;

*It is ordered*, This 11th day of June 1948, that the said petition be, and it is hereby, granted; and that the hearing be, and it is hereby, continued to 10:00 a. m., Monday, September 13, 14 and 15, 1948, at Allentown, Pennsylvania; September 16 at Bethlehem, Pennsylvania, and September 17, 1948, at Easton, Pennsylvania.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5663; Filed, June 24, 1948;  
8:47 a. m.]

[Docket Nos. 8987, 8988]

FOULKROD RADIO ENGINEERING CO.  
(WTEL) AND INDEPENDENCE BROADCAST-  
ING CO. (WHAT)

## ORDER SCHEDULING HEARING

In re order to show cause Foulkrod Radio Engineering Company (WTEL), Philadelphia, Pennsylvania, Docket No. 8987; Independence Broadcasting Company (WHAT), Philadelphia, Pennsylvania, Docket No. 8988.

Whereas, the above-entitled matters were designated for hearing, on May 3, 1948, in a consolidated proceeding at a time and place subsequently to be scheduled by the Commission;

*It is ordered*, This 11th day of June 1948, that the said hearing on the above-entitled matters be, and it is hereby, scheduled for 10:00 a. m., Monday, July 19, 1948, at Washington, D. C.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5365; Filed, June 24, 1948;  
8:48 a. m.]

PACIFIC AGRICULTURAL FOUNDATION, LIMITED, LICENSEE OF AM STATION KQW, SAN JOSE, CALIF., AND PERMITTEE OF KQW-FM, SAN FRANCISCO, CALIF.

PUBLIC NOTICE CONCERNING THE PROPOSED  
TRANSFER OF CONTROL<sup>1</sup>

The Commission hereby gives notice that on June 15, 1948, there was filed with it an application (BTC-652) for its consent under section 310 (b) of the Communications Act to the proposed transfer of control of Pacific Agricultural Foundation, Limited, licensee of AM Station KQW, San Jose, California, and permittee of KQW-FM, San Francisco, California, from Mott Q. Brunton and Ralph R. Brunton, as individuals and trustees, and Dorothy M. Brunton, as an individual, trustee, and executrix of the will of Sherwood B. Brunton, to the Columbia Broadcasting System, Inc. The proposal to transfer control arises out of contracts of May 18, 1948 pursuant to which the Bruntons as owners of trust certificates representing 55% of the 2,500 shares of the issued and outstanding voting stock of Pacific proposes to sell all of their rights, title, and interest therein represented by trust certificates to Columbia Broadcasting System, Inc. The consideration to be paid in cash on the closing date by Columbia to the sellers is the sum of \$425,000 plus a sum equal to the value of 55% of the net quick assets of Pacific as of the close of business on the day immediately preceding the closing date. The agreement further provides for financial adjustments in the event capital expenditures are made by Pacific Agricultural Foundation, Inc. Further information as to the arrangements may be found with the application and associated papers which

<sup>1</sup> Section 1.321, Part 1, Rules of Practice and Procedure.

are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on June 15, 1948, that starting on June 16, 1948, notice of the filing of the application would be inserted in newspapers of general circulation at San Francisco and San Jose, California, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from June 16, 1948, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5667; Filed, June 24, 1948;  
8:48 a. m.]

RADIO ELIZABETH, INC., PERMITTEE OF FM  
STATION OF WPOE, ELIZABETH, N. J.

PUBLIC NOTICE CONCERNING PROPOSED  
TRANSFER OF CONTROL<sup>1</sup>

The Commission hereby gives notice that on June 15, 1948 there was filed with it an application (BTC-649) for its consent under section 310 (b) of the Communications Act to the proposed transfer of control of Radio Elizabeth, Incorporated, permittee of FM Station WPOE, Elizabeth, New Jersey from Eleanor M. Brodesser, Executrix of Estate of Frederick A. Brodesser, deceased, to Robert C. Crane. The proposal to transfer control arises out of agreements of April 21, 1948 pursuant to which Robert C. Crane will purchase 360 shares (60%) of the common voting \$1 par value stock of said permittee for \$360 and the Elizabeth Daily Journal will acquire 600 shares (100%) of the preferred \$100 par value non voting stock for the sum of \$60,000. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on June 15, 1948 that starting on June 15, 1948 notice of the filing of the application would be inserted in the Elizabeth Daily Journal, a newspaper of general circulation at Elizabeth, New Jersey in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from June 15, 1948 within which

<sup>1</sup> Section 1.321, Part 1, Rules of Practice and Procedure.

time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5668; Filed, June 24, 1948;  
8:48 a. m.]

same terms and conditions as set forth in the above described contract.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5669; Filed, June 24, 1948;  
8:48 a. m.]

KSTN, STOCKTON, CALIF.

PUBLIC NOTICE CONCERNING THE PROPOSED  
ASSIGNMENT OF PERMIT<sup>1</sup>

The Commission hereby gives notice that on May 14, 1948 there was filed with it an application (BAL-741) for its consent under section 310 (b) of the Communications Act to the proposed assignment of license of WFUN, Huntsville, Alabama from Lauren Mickle, John Garrison and Joe S. Foster, Jr., doing business as Huntsville Broadcasting Company, to Huntsville Broadcasting Company, Inc., Huntsville, Alabama. The proposal to assign the license arises out of a contract of May 6, 1948 pursuant to which the selling partners (Lauren Mickle and Joe S. Foster, Jr.) propose to transfer and assign to Joseph B. Falt, Jr. all their right, title and interest in and to the company (constituting a  $\frac{2}{3}$  partnership interest), its properties and facilities for \$8,000 in cash. From a further instrument of the same date, as well as information subsequently supplied, it appears that Falt would assume liabilities of the assigning partners aggregating about \$8,244.30 as well as a note of \$8,000 arising out of a loan previously obtained by the partners. Falt would also indemnify and save harmless the partners from any loss incurred as a result of any obligation. The rights acquired by Falt have been assigned by him to Huntsville Broadcasting Company, Inc. According to the papers if the above transfer is effectuated, the third partner, John Garrison, will transfer his  $\frac{1}{3}$  interest in the partnership to the assignee corporation in which he will hold 50 shares or a  $33\frac{1}{3}\%$  interest. Further information as to the arrangements may be found with the application and associated papers, particularly the contract between the parties, which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant that starting on June 14, 1948, notice of the filing of the application would be inserted in The Daily Report, a newspaper of general circulation at Stockton, California, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from June 14, 1948, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5670; Filed, June 24, 1948;  
8:48 a. m.]

## NOTICES

MARIETTA BROADCASTING COMPANY, AM  
STATION WMOA, MARIETTA, OHIO

PUBLIC NOTICE CONCERNING PROPOSED  
TRANSFER OF CONTROL<sup>1</sup>

The Commission hereby gives notice that on June 4, 1948 there was filed with it an application (BTC-646) for its consent under section 310 (b) of the Communications Act to the proposed transfer of control of Marietta Broadcasting Company, licensee of Station WMOA, Marietta, Ohio, from Howard L. Chernoff, Melva Chernoff and Mildred Chernoff to William G. Wells, Alexandria, Virginia. The proposal to transfer control arises out of a contract of May 20, 1948 pursuant to which the selling stockholders propose to sell all of the outstanding 187 1/2 shares of stock of licensee to purchaser for \$70,000. Of this amount \$10,000 was paid upon signing the agreement. \$35,000 was to be paid upon Commission approval and the remaining \$25,000 was to be paid in equal monthly installments over a period of 36 months. Sellers agree not to compete with purchaser for a period of 5 years within a radius of 10 miles of Marietta, Ohio. By contract of June 4, 1948 between purchaser, Wells, and Hugh M. P. Higgins it was agreed that Higgins would be employed by the company and that Wells would sell Higgins 25 shares or a 10% interest of the then outstanding stock for \$7,000. Higgins also was given the option to purchase up to 25 additional shares at the same rate so long as he remains in the employ of the station. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on June 8, 1948 that starting on June 11, 1948 notice of the filing of the application would be inserted in the Marietta Times, a newspaper of general circulation at Marietta, Ohio, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from June 11, 1948 within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5671; Filed, June 24, 1948;  
8:48 a. m.]

AM STATION WTOP AND REMOTE PICK-UP  
STATION WAEW AND WTOP-FM, WASH-  
INGTON, D. C.

PUBLIC NOTICE CONCERNING THE PROPOSED  
ASSIGNMENT OF LICENSE AND ASSIGNMENT  
OF PERMIT<sup>1</sup>

The Commission hereby gives notice that on June 15, 1948 there was filed with it an application (BAL-743) for its consent under section 310 (b) of the Communications Act to the proposed assignment of license of AM Station WTOP and Remote Pick-up Station WAEW and assignment of permit for WTOP-FM, Washington, D. C. from Columbia Broadcasting System, Inc. to WTOP, Inc. The proposal to assign the license arises out of a contract of June 10, 1948 between Columbia Broadcasting System, Inc., the Washington Post Company and WTOP, Inc. pursuant to which Columbia Broadcasting System, Inc. will transfer to WTOP, Inc. all the assets and properties of the above named stations (valued under the agreement at \$699,930) and will receive in exchange therefor 9,000 shares (45%) of the voting stock of WTOP, Inc. The Washington Post Company will thereafter pay to WTOP, Inc. in cash the sum of \$855,470 and will receive in exchange therefor 11,000 shares (55%) of the voting stock of WTOP, Inc. The 45% of the WTOP stock held by Columbia Broadcasting System, Inc. thereafter will be placed in a voting trust with the President of the Washington Post Company as voting trustee. The agreement further provides for the assignment to and assumption by WTOP, Inc. of a lease and other specified contracts and for the furnishing by Columbia Broadcasting System, Inc. and the Washington Post Company to WTOP, Inc. of additional funds up to \$1,000,000 upon conditions and for purposes specified therein. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on June 15, 1948, that starting on June 15, 1948, notice of the filing of the application would be inserted in the Washington Post, a newspaper of general circulation at Washington, D. C. in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from June 15, 1948 within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b)).

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-5672; Filed, June 24, 1948;  
8:49 a. m.]

<sup>1</sup> Section 1.321, Part 1, Rules of Practice and Procedure.

## INTERSTATE COMMERCE COMMISSION

[No. MC-C-968]

### DETERMINATION OF EXEMPTED AGRICUL- TURAL COMMODITIES

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 21st day of June A. D. 1948.

Petitions filed in No. MC-107669 by the Secretary of Agriculture and Atlantic Commission Co., Inc., and others being under consideration; and good cause appearing therefor:

*It is ordered*, That an investigation be, and it is hereby, instituted by the Commission, on its own motion, into and concerning the meaning of the words "agricultural products (not including manufactured products thereof)" as used in section 203 (b) (6) of the Interstate Commerce Act.

*It is further ordered*, That this proceeding be assigned for hearing at a time and place to be fixed later; but that in compliance with the request of the Secretary of Agriculture, the date of the hearing shall be at least 90 days from the date hereof.

*And it is further ordered*, That notice of this order shall be given to the public by depositing copies hereof in the office of the Secretary of the Commission, Washington, D. C., and by filing with the Division of the Federal Register.

By the Commission.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 48-5676; Filed, June 24, 1948;  
8:59 a. m.]

## SECURITIES AND EXCHANGE COMMISSION

[File Nos. 59-10 and 70-1369]

NORTH AMERICAN CO.

### SUPPLEMENTAL ORDER AUTHORIZING OR PER- MITTING PROPOSED SALE OR TRANSFER

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 18th day of June 1948.

The Commission having issued an order on April 14, 1942, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 ("act") in proceedings concerning The North American Company ("North American"), a registered holding company and its subsidiary companies, File No. 59-10, which requires, among other things, that North American sever its relationship with Wisconsin Electric Power Company ("Wisconsin"), in any appropriate manner not in contravention of the provisions of the act and rules and regulations promulgated thereunder, by disposing or causing the disposition of its direct or indirect ownership, control and holding of securities issued and properties owned, controlled or operated by Wisconsin; and

North American having made distributions in partial liquidation to its stockholders of 2,227,237 shares of common

stock of Wisconsin, pursuant to orders of this Commission dated June 4, 1947, August 18, 1947 and November 14, 1947 (File Nos. 70-1517 and 70-1657, respectively,) and proposing to make a further distribution to its stockholders on July 1, 1948, of 239,731 shares of common stock of Wisconsin pursuant to an order of this Commission dated May 19, 1948, (File No. 70-1828); and

North American having notified the Commission pursuant to Rule U-44 (c) promulgated under the act that in compliance with the aforementioned order dated April 14, 1942, it proposes to sell promptly for cash, its remaining holdings of 26,742 shares of common stock of Wisconsin; and

North American having requested that the Commission issue an order conforming to the requirements of Supplement R and section 1808 (f) of the Internal Revenue Code; and

It appearing appropriate to the Commission that an order as requested should issue:

It is ordered and recited and the Commission finds that the proposed sale and transfer by The North American Company of 26,742 shares of Wisconsin Electric Power Company common stock (represented by Certificates Nos. PY 11804, PY 16193, PYO 3328/31, PYO 6604/5 and PYR 147/172), as authorized or permitted by this order, is necessary or appropriate to the integration or simplification of the holding company system of which North American is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBoIS,  
Secretary.

[F. R. Doc. 48-5656; Filed, June 24, 1948;  
8:46 a. m.]

[File No. 70-1855]

**NORTH AMERICAN LIGHT & POWER CO. ET AL.**  
**NOTICE OF FILING AND NOTICE OF AND ORDER**  
**FOR HEARING**

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 17th day of June 1948.

In the matter of North American Light & Power Company, The Kansas Power and Light Company, Missouri Power & Light Company; File No. 70-1855.

Notice is hereby given that an application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("act") and the rules and regulations promulgated thereunder, jointly by North American Light & Power Company ("Light & Power"), a subsidiary of The North American Company, both registered holding companies, and Light & Power's subsidiaries, The Kansas Power and Light Company ("Kansas") and Missouri Power & Light Company ("Missouri").

All interested persons are referred to said application-declaration which is on

file in the office of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

Light & Power which presently holds all the common stock of Kansas and Missouri proposes:

(a) To borrow \$6,000,000 from Bankers Trust Company of New York ("Bankers") pursuant to a "Credit Agreement" which provides for the issuance, as evidence of such borrowing of a promissory note in the aggregate amount of \$6,000,000 payable on or before two years after date of said note, bearing interest at the rate of 2 1/4% per annum, payable quarterly, and secured by the pledge of 375,000 shares (out of 1,050,000 shares presently outstanding) of common stock of Kansas held by Light & Power; it is further provided that prepayment may be made in whole or in part without penalty, provided, however, that a premium of 1% shall be payable on prepayments made out of borrowings; and

(b) To use the proceeds of such borrowing together with treasury funds (i) to purchase at par 500,000 additional shares of common stock, par value \$10 per share, of Kansas and (ii) to purchase at par 100,000 additional shares of common stock, par value \$20 per share, of Missouri.

Light & Power has designated sections 6 (a), 7, 9, 10 and 12 (c) of the act and Rules U-20, U-23, U-44 and U-50 (a) (2) thereunder as applicable to the transactions which it proposes.

Kansas proposes to issue and sell, at par, to Light & Power 500,000 additional shares of its common stock of the par value of \$10 per share and to use the proceeds from such sale for the payment, in part, of its proposed construction expenditures and those of its subsidiary, Kansas Electric Power Company, for the years 1948, 1949 and 1950 estimated in the aggregate amount of \$32,057,100.

Bankers has agreed that, upon consummation of the proposed loan to Light & Power, it will modify the terms of a credit arrangement entered into with Kansas, dated April 15, 1948 (Holding Company Act Release No. 8137) so as to extend the date within which credit will be available from March 31, 1949, to September 15, 1949, to reduce the commitment fee from 1/2 of 1% per annum to 1/4 of 1% per annum, and to provide that the proceeds of the proposed sale of common stock by Kansas to Light & Power need not be applied to reduction of indebtedness of Kansas to Bankers.

Missouri proposes to issue and sell, at par, to Light & Power 100,000 additional shares of its common stock of the par value of \$20 per share and to use part of the proceeds from such sale for the purchase from Central States Edison, Inc. of its security holdings of Gasconade Power Company, and to use the balance of the proceeds from such sale for the payment, in part, of its proposed construction expenditures for the years 1948, 1949 and 1950 estimated in the aggregate amount of \$9,800,000.

Missouri states that the proposed acquisition of the securities of Gasconade Power Company is not part of the present

filings and will be the subject of separate applications by Missouri to be filed subsequently with this Commission and the Public Service Commission of Missouri and that in the event the proposed acquisition of such securities by Missouri is not consummated, the entire proceeds derived by Missouri from the sale of its common stock to Light & Power will be applied toward the payment of construction expenditures.

Kansas and Missouri have each designated section 6 (b) of the act and Rules U-20, U-23 and U-44, thereunder, as applicable to the transactions which they propose. Each of them requests exemption from the competitive bidding requirements of Rule U-50 with respect to the proposed issuances and sales of common stock to Light & Power.

The applicants-declarants state that the Public Service Commission of Missouri has jurisdiction over the proposed purchase by Light & Power of shares of Missouri's common stock, as well as jurisdiction over the proposed transactions in so far as Missouri is concerned, and that the State Corporation Commission of the State of Kansas has jurisdiction over Kansas with respect to the transactions proposed by Kansas.

It appears to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the matters set forth in said application-declaration and that said application-declaration should not be granted or permitted to become effective except pursuant to further order of this Commission:

*It is ordered*, That a hearing on said application-declaration under the applicable provisions of the act and the rules and regulations thereunder be held at 10:00 a. m., e. d. s. t., on the 7th day of July 1948 at the office of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. On such date, the hearing room clerk in Room 101 will advise as to the room in which such hearing shall be held. Any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before the 2d day of July 1948, his request or application therefor, as provided by Rule XVII of the Commission's rules of practice.

*It is further ordered*, That Willis B. Monty or any other officer or officers of this Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at said hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

The Division of Public Utilities of the Commission having advised the Commission that it has made a preliminary examination of the application-declaration and that, upon the basis thereof, the following matters and questions are presented for consideration without prejudice, however, to the presentation of additional matters and questions upon further consideration:

1. Whether the proposed issuance and sale of a promissory note by Light &

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Power meets the requirements of section 7 of the act.

2. Whether the provisions of the proposed "Credit Agreement" between Light & Power and Bankers are appropriate and in the interest of investors.

3. What terms and conditions, if any, should be imposed by the Commission in connection with the proposed issuance and sale of a promissory note by Light & Power.

4. Whether the proposed acquisition by Light & Power of securities of Kansas and Missouri satisfies the requirements of section 10 of the act, and particularly, the requirements of section 10 (c) (1) thereof.

5. Whether the proposed transactions conflict in any way with or are inconsistent in any way with the plan ("Amended Plan I") for the liquidation and dissolution of Light & Power which is presently pending in the United States Circuit Court of Appeals for the Third Circuit.

6. Whether appropriate provision for the retirement of the proposed promissory note has been made in the proposed "Credit Agreement" with Bankers.

7. Whether the proposed issuance and sale of a promissory note by Light & Power to Bankers constitutes in any way, and particularly in view of the provisions of Amended Plan I, an indirect issuance and sale of securities by The North American Company, and, if so, whether The North American Company should be required to join in the application-declaration.

8. Whether the proposed issue and sale of common stock by Kansas is exempt from the provisions of section 6 (a) of the act pursuant to the provisions of section 6 (b) thereof, and, if not, whether the requirements of section 7 of the act are satisfied.

9. What terms and conditions, if any, should be imposed by the Commission in connection with the proposed issue and sale of common stock by Kansas.

10. Whether the proposed modification by Bankers and Kansas of the credit arrangement dated April 15, 1948, is subject to the requirements of section 6 (a) of the act or is exempt from such requirements pursuant to the provisions of section 6 (b) thereof, or if no exemption is available, whether the provisions of section 7 of the act are satisfied.

11. Whether the proposed issue and sale of common stock by Missouri is exempt from the provisions of section 6 (a) of the act pursuant to section 6 (b) thereof, and, if not, whether the requirements of section 7 of the act are satisfied.

12. What terms and conditions, if any, should be imposed by the Commission in connection with the proposed issue and sale of common stock by Missouri.

13. Whether the transactions proposed by applicants-declarants meet the requirements of section 12 of the act.

14. Whether the accounting entries proposed to be recorded on the books of the applicants-declarants to reflect the proposed transactions are in conformity with the standards of the Act and Rules promulgated thereunder and are in accordance with sound accounting principles.

15. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

16. Whether the proposed transactions are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the act and the rules thereunder and, if not, whether and what modifications or terms and conditions should be required to be imposed to satisfy the standards of the act.

*It is further ordered*, That at said hearing evidence shall be adduced with respect to the foregoing matters and questions.

*It is further ordered*, That the Secretary of the Commission shall serve a copy of this order by registered mail on North American Light & Power Company, The Kansas Power and Light Company, Missouri Light & Power Company, The North American Company, the State Corporation Commission of the State of Kansas and the Public Service Commission of Missouri, and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and that further notice be given to all other persons by publication of this order in the **FEDERAL REGISTER**.

By the Commission.

[SEAL] ORVAL L. DUBois,  
Secretary.

[F. R. Doc. 48-5655; Filed, June 24, 1948;  
8:46 a. m.]

[File No. 70-1871]

MONONGAHELA POWER CO. ET AL.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 21st day of June A. D. 1948.

In the matter of Monongahela Power Company, The Marietta Electric Company, Monterey Utilities Corporation; File No. 70-1871.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to sections 6, 7, 9, 10 and 12 of the Public Utility Holding Company Act of 1935 and certain rules and regulations promulgated thereunder by Monongahela Power Company ("Monongahela"), a public utility subsidiary of a registered holding company, and its wholly owned subsidiaries, The Marietta Electric Company ("Marietta"), and Monterey Utilities Corporation ("Monterey").

Notice is further given that any person may not later than July 6, 1948 at 5:30 p. m. e. d. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request, the nature of his interest, and the issues of law or fact raised by such joint application-declaration which he desires to controvert, or request that he be notified if the Commission should order a

hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after July 6, 1948 said joint application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100.

All interested persons are referred to said joint application-declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized below:

Monongahela, presently the owner of 4,000 shares of capital stock, par value \$100 per share, and \$185,000 principal amount of open account advances of Marietta, the total long term debt and capital stock of that company outstanding, proposes to acquire from Marietta, and Marietta proposes to issue and sell, 4,000 shares of additional capital stock for a cash consideration of \$400,000. Monongahela, presently the owner of 200 shares of capital stock, par value \$100 per share, and \$146,000.86 principal amount of open account advances of Monterey, the total long term debt and capital stock of that company outstanding, proposes to acquire from Monterey, and Monterey proposes to issue and sell 1,800 shares of additional capital stock of Monterey for a cash consideration of \$180,000. The shares of capital stock of Marietta and Monterey presently outstanding being pledged under the indenture securing the First Mortgage Bonds of Monongahela, Monongahela proposes to pledge the additional capital stock of Marietta and Monterey to be acquired. Monongahela presently has funds in its treasury in excess of the aggregate purchase price of the capital stocks being acquired from Marietta and Monterey.

Marietta and Monterey propose to use the proceeds from the sale of the additional shares of capital stock to pay their indebtedness to Monongahela and for the construction of property additions and improvements.

It is represented in the filing that the estimated expenses applicable to the proposed transactions will be merely nominal. Marietta has made a filing with the Public Utilities Commission of Ohio, Monterey has made a filing with the Corporation Commission of Virginia, and Monongahela has filed with the Public Service Commission of West Virginia and the State Corporation Commission of Virginia, each filing being with respect to the transactions proposed to be undertaken by the respective company.

The applicants-declarants have requested that the Commission's order granting and permitting effectiveness to the joint application-declaration be issued as promptly as possible and become effective on the date of issuance.

By the Commission.

[SEAL] ORVAL L. DUBois,  
Secretary.

[F. R. Doc. 48-5657; Filed, June 24, 1948;  
8:46 a. m.]

## DEPARTMENT OF JUSTICE

## Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1948 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 11265]

## HENRY OVERWAUL

In re: Certificate of beneficial interest and bank account owned by and debt owing to Henry Overwaul. F-28-14022-A-1, F-28-14022-E-1, F-28-14022-E-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Henry Overwaul, whose last known address is Rheine, Westfalen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

Drawee	Payee	Date	Amount
Continental Illinois National Bank & Trust Co., Chicago, Ill.	Northern Trust Co. for credit on savings account of Henry Overwaul No. 239490.	Nov. 25, 1936	\$84.88
Do.	do.	Aug. 14, 1939	84.88
Do.	do.	Oct. 27, 1942	20.71

said checks representing liquidating dividends from insolvent National Banks, presently in the custody of the Division of Insolvent National Banks, Office of the Comptroller of the Currency, Treasury Department, Washington 25, D. C., together with all rights in, to and under, including particularly, but not limited to, the right to possession and presentation for collection and payment of the aforesaid checks, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Henry Overwaul, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

2. That the property described as follows:

a. One (1) Certificate of Beneficial Interest for four (4) units in Trust numbered 2065 known as Loomis and West 63rd Street Building Liquidating Trust, bearing the number 67, registered in the name of Henry Overwaul, and presently in the custody of The Northern Trust Company, 50 La Salle Street, Chicago 90, Illinois, together with any and all rights thereunder and thereto,

b. That certain debt or other obligation owing to Henry Overwaul, by The Northern Trust Company, 50 La Salle Street, Chicago 90, Illinois, arising out of a savings account, account number 239490, entitled Henry Overwaul, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

c. Those certain debts or other obligations evidenced by checks dated, in the amounts, drawn on and payable to the persons as set forth below:

within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5679; Filed, June 24, 1948;  
8:50 a. m.]

[Vesting Order 11339]

PHILIP VOGEL

In re: Estate of Philip Vogel, deceased. File No. D-28-10787; E. T. sec. 15132.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Sabine Vogel and Louisa Vogel, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the estate of Philip Vogel, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by the Treasurer of Oneida County, as Depositary, acting under the judicial supervision of the Surrogate's Court, Oneida County, State of New York;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, admin-

[Vesting Order 11338]

KISOE TOBE

In re: Rights of Kiso Tobe under Insurance Contract. File No. D-39-13888-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Kiso Tobe, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 425,450, issued by The Manufacturers Life Insurance Company, East Toronto, Canada, to Kiso Tobe, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not

## NOTICES

istered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5680; Filed, June 24, 1948;  
8:50 a. m.]

[Vesting Order 11349]

**LILY ICHENHAUER AND LEOPOLD FALK**

In re: Stock owned by Lily Ichenhauser and the personal representatives, heirs, next of kin, legatees and distributees of Leopold Falk, deceased, and bonds owned by Lily Ichenhauser. F-28-28690-D-1, F-28-9666-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Lily Ichenhauser, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the personal representatives, heirs, next of kin, legatees and distributees of Leopold Falk, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the property described as follows:

a. Seventeen (17) shares of Class A Common stock of The Falk Mercantile Co., Ltd., Box 700, Boise, Idaho, evidenced by a certificate numbered 450, registered in the name of Lily Ichenhauser, together with all declared and unpaid dividends thereon, and

b. All rights in and under four (4) The Falk Mercantile Co., Ltd., 6% Debenture Bonds, each of \$500.00 face value, bearing the numbers 160, 161, 175 and 176, registered in the name of Lily Ichenhauser, together with any and all rights under a plan for retirement of the aforesaid bonds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Lily Ichenhauser, the aforesaid national of a designated enemy country (Germany);

4. That the property described as follows:

a. Twenty four (24) shares of Class A Common stock of The Falk Mercantile Co., Ltd., Box 700, Boise, Idaho, evidenced by certificates numbered 102 and 113 for 10 and 14 shares, respectively, registered in the name of Estate of Leopold Falk, together with all declared and unpaid dividends thereon, and

b. Eighteen (18) shares of \$100.00 par value First Preferred Stock of The Falk

Mercantile Co., Ltd., Box 700, Boise, Idaho, evidenced by a certificate numbered 16, registered in the name of Estate of Leopold Falk, together with all declared and unpaid dividends thereon and any and all rights to the principal under a plan of retirement of the aforesaid stock,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of Leopold Falk, deceased, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 and the personal representatives, heirs, next of kin, legatees and distributees of Leopold Falk, deceased, referred to in subparagraph 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5681; Filed, June 24, 1948;  
8:50 a. m.]

[Vesting Order 11383]

**TERRA FILMKUNST G. M. B. H. ET AL.**

In re: Motion picture film and copyright interests therein owned by Terra Filmkunst G. m. b. H. and others.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) whose names and last known addresses are set forth in Column 3 of Exhibit A attached hereto and made a part hereof, are residents of, or are organized under the laws of, or have their principal places of business in, Germany and are nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the persons referred to in Column 3 of said Exhibit A, and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this Order including said Exhibit A, who are residents of, or which are organized under the laws of or have their principal places of business in, Germany or Japan, and are nationals of such designated enemy countries, in, to and under the following:

a. The motion picture films whose titles are set forth in Column 2 of said Exhibit A.

b. The copyrights, if any, described in said Exhibit A.

c. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization, adaptation, version and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number,

d. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing,

e. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

f. All rights of renewal, reversion or revesting, if any, in the foregoing, and

g. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting the foregoing,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid nationals of a designated enemy country (Germany) and is property payable or held with respect to copyrights or rights related thereto in which interests are held by, and such property itself constitutes interests therein held by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

Column 1	Column 2	Column 3
Copyright Nos.	Titles of works	Names and last known addresses of owners
Unknown...	Alarm auf Station 111.	Terra Filmkunst G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Angelika.....	Deka-Film G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Anuschka.....	Bavaria Filmkunst G.m.b.H., Munich, Germany (nationality, German).
Do.....	Aus erster Ehe.....	Tobias Filmkunst G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Clarissa.....	Aco-Film G.m.b.H., Babelsberg, Germany (nationality, German).
Do.....	Ehe in Dosen.....	Cine-Allianz Tonfilm Produktions G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Falschmünzer.....	Terra Filmkunst G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Falstaff in Wien.....	Tobis Filmkunst G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Fraulein von Barnhelm.	Bavaria Filmkunst G.m.b.H., Munich, Germany (nationality, German).
Do.....	Fremde Frau.....	Terra Filmkunst G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Friedrich Schiller.	Tobis Filmkunst G.m.b.H., Berlin, Germany (nationality, German).
Do.....	Der Fuchs von Glenarvon.	Do.
Do.....	Für die Katz.	Do.
Do.....	Golowin geht durch die Stadt.	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).
Do.....	Die Geliebte.....	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).
Do.....	Gold in New Frisco.	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).
Do.....	Goldene Maske.....	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).
Do.....	Grenzfeuer.....	Luis Trenker Film G. m. b. H., Berlin, Germany (nationality, German).

Column 1	Column 2	Column 3	Column 1	Column 2	Column 3
Copyright Nos.	Titles of works	Names and last known addresses of owners	Copyright Nos.	Titles of works	Names and last known addresses of owners
Unknown...	Die gute Sieben.....	Terra Filmkunst G. m. b. H., Berlin, Germany (nationality, German).	Unknown...	Renate im Quartett.	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).
Do.....	Der Herr im Haus.	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).	Do.....	Ein Robinson.....	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).
Do.....	Herzenfreud-Herzensleid.	Algefa Film G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Roman eines Arztes.	Aco-Film G. m. b. H., Babelsberg, Germany (nationality, German).
Do.....	Herz modern möbliert.	Majestic Film, Mülleneiser & Tapper, Berlin, Germany (nationality, German).	Do.....	Die Rothschilds.....	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).
Do.....	Ich bin Sebastian Ott.	Deutsche Forst Film Productions G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Sensationsprozess Casilla.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).
Do.....	Ich verweigere die Aussage.	F.D. F. G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Der siebente Junge.	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).
Do.....	Ihr Privatsekretär.	Do.	Do.....	Der Sündenbock.	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).
Do.....	Im Namen des Volkes.	Terra Filmkunst G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Traummusik.....	Itali Film G. m. b. H., Berlin, Germany (nationality, German).
Do.....	Kennwort Maschin.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).	Do.....	Umwege zum Glück.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).
Do.....	Kleine Mädchen — Grosse Sorgen.	Terra Filmkunst G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Unvollkommene Liebe.	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).
Do.....	Kora Terry.....	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).	Do.....	Verdacht auf Ursula.	Do.
Do.....	Lache Bajazzo.....	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Der Vorhang fällt.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).
Do.....	Das leichte Mädchen.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).	Do.....	Vor Liebe wird gewarnt.	Do.
Do.....	Die letzte Runde.	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Waldrausch.	Berlin-Film, Berlin, Germany (nationality, German).
Do.....	Mädchen im Vorzimmer.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).	Do.....	Ein Walzer mit Dir.	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).
Do.....	Das Mädchen von Fanö.	Bavaria Filmkunst G. m. b. H., Munich, Germany (nationality, German).	Do.....	Wasser für Canitoga.	Do.
Do.....	Ein Mann auf Abwegen.	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).	Do.....	Was will Brigitte.	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).
Do.....	Mann für Mann.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).	Do.....	Der Weg zu Isabell.	Do.
Do.....	Meineidbauer.....	Euphono Film K. G., Berlin, Germany (nationality, German).	Do.....	Wie konntest du, Veronika.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).
Do.....	Meine Tochter tut das nicht.	Euphono Film K. G., Berlin, Germany (nationality, German).	Do.....	Wir tanzen um die Welt.	Tobis Filmkunst G. m. b. H., Berlin, Germany (nationality, German).
Do.....	Mutter.....	Siegel Monopolfilm G. m. b. H., Dresden, Germany (nationality, German).	Do.....	Wunschkonzert.	Universum Film A. G., "Ufa," Berlin, Germany (nationality, German).
Do.....	Parkstrasse 13.....	Astra Film G.m.b.H., Berlin, Germany (nationality, German).	Do.....	Zentrale Rio.....	Terra Filmkunst, G. m. b. H., Berlin, Germany (nationality, German).
Do.....	Der Polizeifunk meldet.	Terra Filmkunst G. m. b. H., Berlin, Germany (nationality, German).			
Do.....	Polterabend.....	Astra Film G.m.b.H., Berlin, Germany (nationality, German).			

[F. R. Doc. 48-5682; Filed, June 24, 1948;  
8:50 a. m.]

[Vesting Order 11436]

ADOLPH SCHNEIDER & CO.

In re: Debt owing to Adolph Schneider & Company. F-28-28255-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

## NOTICES

1. That Adolph Schneider & Company, the last known address of which is Freital 11, Saxony, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Adolph Schneider & Company, by Sargent Company, 2073 N. Southport Avenue, Chicago 14, Illinois, in the amount of \$350.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been

made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5641; Filed, June 23, 1948;  
8:48 a. m.]

[Return Order 141]

LOUISE COOKE TAMMARE

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and claim No.	Notice of intention to return published	Property
Louise Cooke Tammaro, La Jolla, Calif., Claim No. 5460.	Mar. 17, 1948 (13 F. R. 1363).	\$378.88 in the Treasury of the United States. All right, title, interest, and claim of any kind or character whatsoever of Louise Cooke Tammaro in and to the trust created under the will of Craig Heberton, deceased; Girard Trust Co., Philadelphia, Pa., trustee.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on June 21, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5711; Filed, June 24, 1948;  
8:56 a. m.]

[Dissolution Order 79]

L. & N. FEEDING CORP., INC.

Whereas, by Vesting Order Number 49, dated July 8, 1942 (7 F. R. 5738), there were vested all the issued and outstanding shares of the capital stock of L. & N. Feeding Corporation, Inc., a California corporation; and

Whereas, L. & N. Feeding Corporation, Inc. was wound up pursuant to the laws of the State of California and under the supervision of the Superior Court of the State of California in and for the County of Orange; and

Whereas, L. & N. Feeding Corporation, Inc. was adjudged and declared to be duly wound up and dissolved by order

of said Court, made and entered on October 14, 1947;

Now, under the authority of the Trading With the Enemy Act, as amended and Executive Orders 9095, as amended and 9788, and pursuant to law, the undersigned, after investigation:

1. Finding that all known debts and liabilities have been paid or adequately provided for and that all creditors or claimants who have failed to present their claims and proof thereof during the liquidation proceedings have been barred from any participation in the distribution of the assets of said corporation; and

2. Having determined that it is in the national interest of the United States that all assets of said corporation remaining after payment of the outstanding debts, obligations, claims and demands, whether in money or in kind, together with any and all other assets of said corporation, inadvertently or otherwise omitted from the winding up and dissolution proceedings heretofore had shall be distributed and assigned to the Attorney General of the United States of America;

hereby orders, that the officers and directors of L. & N. Feeding Corporation, Inc. (to wit, A. L. Stoner, President and

Director, and A. P. Trawick, Secretary-Treasurer and Director, or their successors, or any of them), pay over, transfer, assign and deliver to the Attorney General, as sole shareholder of L. & N. Feeding Corporation, Inc., and as assignee of all the assets of Pacific Hog Company, Inc., all the remaining assets of said corporation, after payment or provision for payment of the claims allowed by the above-mentioned court order, whether in money or in kind, and any and all other assets inadvertently or otherwise omitted from the winding up and dissolution proceedings heretofore had; and further orders that nothing herein set forth shall be construed as prejudicing the right, under the Trading With the Enemy Act, as amended, of any person who may have a claim against said corporation, to file such claim with the Attorney General of the United States against any funds or property received by the Attorney General of the United States of America, hereunder: *Provided, however, That nothing herein contained shall be construed as creating additional rights in such person: Provided further, That any such claim against such corporation shall be filed with or presented to the Attorney General of the United States within the time and in the form and manner prescribed for such claims by the Trading With the Enemy Act, as amended and applicable regulations and orders issued pursuant thereto; and further orders, that all actions taken and acts done by the said officers and directors of L. & N. Feeding Corporation, Inc., pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading With the Enemy Act, as amended, and the acquittance and exculpation provided therewith.*

Executed at Washington, D. C., this 21st day of June 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5710; Filed, June 24, 1948;  
8:55 a. m.]

[Vesting Order 11439]

INGEBORG SELTZER AND GUSTAV SELTZER

In re: Bank account owned by Ingeborg Seltzer and Gustav Seltzer. F-28-25979-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ingeborg Seltzer and Gustav Seltzer, each of whose last known address is O'denburg 23, Rosenstrasse 6, British Zone, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Central Savings Bank In The City of New York, 2100 Broadway, New

York 23, New York, arising out of a savings account, Account Number 39,281, entitled Ingeborg Seltzer in trust for Gustav Seltzer, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Ingeborg Seltzer and Gustav Seltzer, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5642; Filed, June 23, 1948;  
8:48 a. m.]

[Vesting Order 11443]

ANNA VON SCHUH AND FRIEDA FEYERABEND

In re: Bank accounts owned by Anna Von Schuh and Frieda Feyerabend.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Von Schuh, whose last known address is 180 Pleystein (13-a) Oberpfalz, Bavaria, Germany, and Frieda Feyerabend, whose last known address is c/o Dr. Bolza, (13-a) Wurzburg 7, Bavaria, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Von Schuh by The Bank of Ohio Company, 921 Huron Road, Cleveland, Ohio, arising out of a blocked account, Account No. 27928, entitled Anna Von Schuh, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Von

Schuh, the aforesaid national of a designated enemy country (Germany);

3. That the property described as follows: That certain debt or other obligation owing to Frieda Feyerabend by The Bank of Ohio Company, 921 Huron Road, Cleveland, Ohio, arising out of a blocked account, Account No. 27927, entitled Frieda Feyerabend, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Frieda Feyerabend, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5644; Filed, June 23, 1948;  
8:48 a. m.]

[Vesting Order 243, Amdt.]

COPYRIGHTS COVERING "HANDBUCH DER ORGANISCHEN CHEMIE"

Vesting Order 243, dated October 19, 1942, is hereby amended as follows and not otherwise:

By striking the figures "35178" appearing in Exhibit A attached thereto and made a part thereof, and substituting therefor the figures "35176".

All other provisions of said Vesting Order 243 and all action taken by or on behalf of the Alien Property Custodian or the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on November 19, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5709; Filed, June 24, 1948;  
8:55 a. m.]

[Vesting Order 500A-215]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) referred to or named in Column 5 of Exhibit A attached hereto and made a part hereof and whose last known addresses are listed in said Exhibit A as being in a foreign country (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and covering works the titles of which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are residents of, or are organized under the laws of, or have their principal places of business in, such foreign country and are nationals thereof;

2. That all right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the persons referred to in Column 5 of said Exhibit A, and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this Order including said Exhibit A, who are residents of, or which are organized under the laws of or have their principal places of business in, Germany, Japan, Bulgaria, Hungary or Rumania and are nationals of such foreign countries, in, to and under the following:

a. The copyrights, if any, described in said Exhibit A,

b. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number.

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing,

d. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

e. All rights of renewal, reversion or revesting, if any, in the foregoing, and

## NOTICES

f. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting the foregoing,

is property of, and is property payable or held with respect to copyrights or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of foreign countries.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof (excepting, however, all right, title, interest and claim in, to and under the property described therein which has been acquired since December 7, 1945, by persons, including individuals who are residents of, and partnerships, associations, corporations or other business organizations which are organized under

the laws of, or have their principal places of business in, Bulgaria, Hungary or Rumania), to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 31, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

## EXHIBIT A

Column 1 Copyright No.	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown.....	Kulturen der Erde. Band I, Reich der Inka. 1922. Band II, Peru II. 1922.	Ernst Fuhrmann (nationality not established).	Folkwang-Verlag, Hagen i. W., Germany (nationality German).	Owner.
Do.....	In den Wildnissen Brasiliens. 1911.....	F. Krause (nationality not established).....	R. Voigtländer, Leipzig, Germany (nationality German).	Do.
Do.....	Die Indianer Nordost-Perus. 1930.....	G. Tessmann (nationality not established).....	Friederichsen, De Gruyter & Co., G. m. b. H., Hamburg, Germany (nationality German).	Do.
Do.....	Geometrische Optik. 1937. (Ergebnisse der Mathematik und ihrer Grenzgebiete. Band IV.)	Constantin Caratheodory (nationality not established).....	Julius Springer, Berlin, Germany (nationality German).	Do.
Do.....	Die Geographie, ihre Geschichte, ihr Wesen und ihre Methoden. 1927.	Alfred Hettner (nationality not established).....	Ferdinand Hirt, Breslau, Germany (nationality German).	Do.
Do.....	Grundzüge der Laenderkunde. 1924.....	do.....	B. G. Teubner, Leipzig, Germany (nationality German).	Do.
Do.....	Grundfragen der vergleichenden Tektonik. 1924.	H. Stille (nationality not established).....	Gebrener Borntraeger, Berlin, Germany (nationality German).	Do.
Do.....	Geophysik, Band 25, Teil 1-3 (1928-1931) of Handbuch der Experimental Geophysik.	Gustav Heinrich Angenheister (nationality not established).....	Akademische Verlagsgesellschaft m. b. H., Leipzig, Germany (nationality German).	Do.
Do.....	Sacrum Imperium. 1929.....	Alois Dempf (nationality not established).....	R. Oldenbourg, Muenchen und Berlin, Germany (nationality German).	Do.
Do.....	Der Weltbolschewismus. 1936.....	Adolf Ehrt (nationality not established).....	Nibelungen-Verlag, G. m. b. H., Berlin, Germany (nationality German).	Do.
Do.....	Deutsch-Englisches Fachwörterbuch (German-English Special Dictionary). 1946.	E. Hinnerichs (nationality not established).....	Sebaldus-Verlag, Nürnberg, Germany (nationality German).	Do.
Do.....	Handbuch der Musikwissenschaft. 1928-1931. Vol. 1, vol. 2 (4 parts), vol. 3, vol. 4, vol. 5, vol. 6, and vol. 7. Ergänzungsheft 1, 2 and 3.	Ernst Bücken (editor) (nationality not established).....	Akademische Verlagsgesellschaft Atheneum m. b. H., Wildpark-Potsdam, Germany (nationality German).	Do.
Do.....	Geist und Form im musikalischen Kunstwerk. Vol. 1 (1929) of Handbuch der Musikwissenschaft.	Ernst Bücken (nationality not established).....	do.....	Do.
Do.....	Instrumentenkunde. Vol. 2, first part (1928) of Handbuch der Musikwissenschaft.	Wilhelm Heinitz (nationality not established).....	do.....	Do.
Do.....	Die Musik der Aussereuropeischen Naturund Kulturvölker. Vol. 2, second part (1931) of Handbuch der Musikwissenschaft.	Robert Lachmann (nationality not established).....	do.....	Do.
Do.....	Die Musik der Antike. Vol. 2, third part (1930) of Handbuch der Musikwissenschaft.	Curt Sachs (nationality not established).....	do.....	Do.
Do.....	Die Altslavische Volks- und Kirchenmusik. Vol. 2, fourth part (1930) of Handbuch der Musikwissenschaft.	Peter Panoff (nationality not established).....	do.....	Do.
Do.....	Die Musik des Mittelalters und der Renaissance. Vol. 3, (1931) of Handbuch der Musikwissenschaft.	Heinrich Besseler (nationality not established).....	do.....	Do.
Do.....	Die Musik des Barocks. Vol. 4, (1929) of Handbuch der Musikwissenschaft.	Robert Haas (nationality not established).....	do.....	Do.
Do.....	Die Musik des Rokokos und der Klassik. Vol. 5, (1931) of Handbuch der Musikwissenschaft.	Ernst Bücken (nationality not established).....	do.....	Do.
Do.....	Die Musik des 19 Jahrhunderts bis zur Moderne. Vol. 6, (1928) of Handbuch der Musikwissenschaft.	do.....	do.....	Do.
Do.....	Die Moderne Musik seit der Romantik. Vol. 7 (1931) of Handbuch der Musikwissenschaft.	Hans Mersmann (nationality not established).....	do.....	Do.
Do.....	Aufführungspraxis der Musik. Ergänzungsheft 1, (1931) of Handbuch der Musikwissenschaft.	Robert Haas (nationality not established).....	do.....	Do.
Do.....	Die Evangelische Kirchenmusik. Ergänzungsheft 2, (1931) of Handbuch der Musikwissenschaft.	Friedrich Blume (nationality not established).....	do.....	Do.
Do.....	Die Katholische Kirchenmusik. Ergänzungsheft 3 (1931) of Handbuch der Musikwissenschaft.	Otto Ursprung (nationality not established).....	do.....	Do.
Do.....	Die Elektrischen Maschinen, Band III; Berechnung und Bemessung. 1934.	M. Liwschitz (nationality not established).....	B. G. Teubner, Leipzig und Berlin, Germany (nationality German).	Do.
Do.....	Eisenguss in Dauerformen. 1930.....	Friedrich Janssen (nationality not established).....	Julius Springer, Berlin, Germany (nationality German).	Do.
Do.....	Der Spritzguss und seine Anwendung, bearbeitet vom Ausschuss . . . unter Mitarbeit der Deutschen Gesellschaft für Metallkunde. 1927.	Ausschuss für Spritzguss beim Ausschuss für wirtschaftliche Fertigung (nationality not established).....	AWF Ausschuss für wirtschaftliche Fertigung, Berlin, Germany (nationality German).	Do.

[Vesting Order 500A-216]

## COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) referred to or named in Column 5 of Exhibit A attached hereto and made a part hereof and whose last known addresses are listed in said Exhibit A as being in a foreign country (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and covering works the titles of which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are residents of, or are organized under the laws of, or have their principal places of business in, such foreign country and are nationals thereof;

2. That all right, title, interest and claim of whatsoever kind or nature under the statutory and common law of the United States and of the several States thereof, of the persons referred to in Column 5 of said Exhibit A, and also of all other persons (including individuals, partnerships, associations, corpora-

tions or other business organizations), whether or not named elsewhere in this Order including said Exhibit A, who are residents of, or which are organized under the laws of or have their principal places of business in, Germany, Japan, Bulgaria, Hungary or Rumania and are nationals of such foreign countries, in, to and under the following:

a. The copyrights, if any, described in said Exhibit A,

b. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number,

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing,

d. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

e. All rights of renewal, reversion or revesting, if any, in the foregoing, and

f. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the infringement of any copyright or the vio-

lation of any right or the breach of any obligation described in or affecting the foregoing,

is property of, and is property payable or held with respect to copyrights or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of foreign countries.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof (excepting, however, all right, title, interest and claim in, to and under the property described therein which has been acquired since December 7, 1945, by persons, including individuals who are residents of, and partnerships, associations, corporations or other business organizations which are organized under the laws of, or have their principal places of business in, Bulgaria, Hungary or Rumania), to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 31, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

## EXHIBITS A

Column 1	Column 2	Column 3	Column 4	Column 5
Copyright Nos.	Titles of works	Names and last known nationalities of authors	Names and last known addresses of owners of copyrights	Identified persons whose interests are being vested
Unknown.....	Fachwörterbuch für die Farbstoffe und Textilhilfsmittel verbrauchenden Industrien. Zusammengestellt durch	I. G. Farbenindustrie Aktiengesellschaft, Frankfurt am Main, Germany (nationality, German).	I. G. Farbenindustrie Aktiengesellschaft, Frankfurt am Main, Germany (nationality, German).	Author and owner.
Do.....	Archiv für Psychiatrie und Nervenkrankheiten. Vol. 87, 1929 (periodical).	Unknown.....	Julius Springer, Berlin, Germany (nationality, German).	Owner.

[F. R. Doc. 48-5691; Filed, June 24, 1948; 8:51 a. m.]

[Vesting Order 500A-217]

## COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) referred to or named in Column 5 of Exhibit A attached hereto and made a part hereof and whose last known addresses are listed in said Exhibit A as being in a foreign country (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if

any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and covering works the titles of which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are residents of, or are organized under the laws of, or have their principal places of business in, such foreign country and are nationals thereof;

2. That all right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the persons referred to in Column 5 of said Exhibit A, and also of all other persons (including individuals,

partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this order including said Exhibit A who are residents of, or which are organized under the laws of or have their principal places of business in, Germany or Japan, and are nationals of such foreign countries, in, to and under the following:

a. The copyrights, if any, described in said Exhibit A,

b. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or other-

## NOTICES

wise asserted, and whether or not specifically designated by copyright number, c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing,

d. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

e. All rights of renewal, reversion or revesting, if any, in the foregoing, and

f. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all

damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting the foregoing.

is property of, and is property payable or held with respect to copyrights or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of foreign countries.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 13, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

## EXHIBIT A

Column 1 Copyright Nos.	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Lamploon küsst Mädchen und kleine birken; Abenteuer eines Wanderers. 1928. Beim Sonnenwirt ist a Hochzeit Heut. (Walzerlied) (At the Sun Inn there is a Wedding today).	Manfred Hausmann (nationality not established). Richard Stauch, Author of Music; Text, Peter Kirsten u. Curt Schulz; Arrangement Billy Golwyn (nationalities not established).	Carl Schünemann Verlag, Bremen, Germany (nationality German). Musikverlag City, Leipzig, Germany (nationality German).	Owner. Do.
E. Foreign 32241 Nov. 3, 1933 (Orch. stimmen u. gesangstro).  E. Foreign 32405 Nov. 22, 1933 (Klavier arrangement).				

[F. R. Doc. 48-5692; Filed, June 24, 1948; 8:52 a. m.]

[Vesting Order 500A-218]

COPYRIGHTS OF R. OLDENBOURG, GERMAN NATIONAL

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) referred to or named in Column 5 of Exhibit A attached hereto and made a part hereof and whose last known addresses are listed in said Exhibit A as being in a foreign country (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and covering works the titles of which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are residents of, or are organized under the laws of, or have their principal places of business in, such foreign country and are nationals thereof;

2. That all right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the persons referred to in Column 5 of said Exhibit A, and also of all other persons (including individuals, partnerships, associations, corporations

or other business organizations), whether or not named elsewhere in this Order including said Exhibit A, who are residents of, or which are organized under the laws of or have their principal places of business in, Germany, Japan, Bulgaria, Hungary or Rumania and are nationals of such foreign countries, in, to and under the following:

a. The copyrights, if any, described in said Exhibit A.

b. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number.

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing,

d. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

e. All rights of renewal, reversion or revesting, if any, in the foregoing, and

f. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the

infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting the foregoing,

is property of, and is property payable or held with respect to copyrights or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of foreign countries.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof (excepting, however, all right, title, interest and claim in, and under the property described therein which has been acquired since December 7, 1945, by persons, including individuals who are residents of, and partnerships, associations, corporations or other business organizations which are organized under the laws of, or have their principal places of business in, Bulgaria, Hungary or Rumania), to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 17, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

## EXHIBIT A

Column 1	Column 2	Column 3	Column 4	Column 5
Copyright Nos.	Titles of works	Names and last known nationalities of authors	Names and last known addresses of owners of copyrights	Identified persons whose interests are being vested
A. for. 34434 etc.....	Handbuch der Philosophie (1927 ff.).....	A. Baeumler und M. Schröter, editors (nationalities not established).	R. Oldenbourg, Glustestr. 8, München und Berlin, Germany (nationality, German).	Owner.

[F. R. Doc. 48-5693; Filed, June 24, 1948; 8:52 a. m.]

[Supp. Vesting Order 7432, Order]

## HERMANN I. A. DORNER

In re: Stock owned by Hermann I. A. Dorner, also known as Herman I. A. Dorner and as Herman Dorner.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation:

1. It is hereby found that Hermann I. A. Dorner, also known as Herman I. A. Dorner and as Herman Dorner, whose last known address is Hindenburgstrasse 25, Hannover, Germany, was, on November 1, 1946, and at all times subsequent thereto has been, a resident of Germany and a national of a designated enemy country (Germany); and

2. It is hereby determined that to the extent that the aforesaid Hermann I. A. Dorner was not within a designated enemy country on November 1, 1946, and at all times subsequent thereto, the national interest of the United States required that he be treated as a national of a designated enemy country (Germany); and

3. It is hereby found that on November 1, 1946, the aforesaid Hermann I. A. Dorner was the owner of 50 shares of \$1 par value common capital stock of Paramount Pictures, Inc., a corporation organized under the laws of the State of New York, evidenced by certificate number 4336 registered in the name of Hermann I. A. Dorner; and

4. It is hereby found that on November 8, 1946, the aforesaid Hermann I. A. Dorner was the owner of 200 shares of \$5 par value common capital stock of The Timken-Detroit Axle Company, a corporation organized under the laws of the State of Ohio, evidenced by certificate numbers 18165 and 18166 registered in the name of Hermann I. A. Dorner; and

5. It is hereby found that on November 1, 1946, the property described in subparagraph 3 hereof was reduced to possession by employees of the Office of Alien Property, has been sold on behalf of the Attorney General of the United States and the Attorney General of the United States is presently in possession of the proceeds of such sale; and

6. It is hereby found that on November 8, 1946, the property described in subparagraph 4 hereof was reduced to possession by employees of the Office of Alien Property, a 10 share stock dividend on said stock was thereafter similarly reduced to possession, all of such stock has been sold on behalf of the Attorney General of the United States and the

Attorney General of the United States is presently in possession of the proceeds of such sales.

Now, therefore, all actions taken on behalf of the Alien Property Custodian or the Attorney General of the United States with respect to the property described in subparagraphs 3 and 4 hereof, including those acts done as set forth in subparagraphs 5 and 6 hereof, are hereby ratified and confirmed, and

It is hereby determined that the property described in subparagraphs 3 and 4 hereof was vested by virtue of the above acts as ratified and confirmed.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5645; Filed, June 23, 1948;  
8:48 a. m.]

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5683; Filed, June 24, 1948;  
8:50 a. m.]

[Vesting Order 11387]

## EBERHARD BOEHME AND WALDEMAR BOEHME

In re: Rights of Eberhard Boehme and Waldemar Boehme under Insurance Contract. File No. D-28-4413-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Eberhard Boehme and Waldemar Boehme, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 1043129-A, issued by the Sun Life Insurance Company of America, Baltimore 2, Maryland, to Robert Boehme a/k/a Robert W. Boehme, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

[Vesting Order 11399]

## HERMAN KOEHLER

In re: Estate of Herman Koehler, also known as Herman Kehler, also known as Herman Friederich August Koehler, deceased. File D-28-8595; E. T. sec. 10216.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the heirs at law and next of kin, names unknown, of Herman Koehler, also known as Herman Kehler, also known as Herman Friederich August Koehler, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to the estate of Herman Koehler, also known as Herman Kehler, also known as Herman Friederich August Koehler, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

## NOTICES

3. That such property is in the process of administration by John T. Dempsey, Public Administrator, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

and it is hereby determined:

4. That to the extent that the heirs at law and next of kin, names unknown, of Herman Koehler, also known as Herman Kehler, also known as Herman Friedrich August Koehler, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5684; Filed, June 24, 1948;  
8:51 a. m.]

HEINZ KROTSCHINER

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading with the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No. and Property

Heinz Krotoschiner, Bolton (Lancashire), England; 5884; Property described in Vesting Order No. 201 (8 F. R. 625, January 16, 1943), relating to United States Letters Patent No. 2,233,614.

Executed at Washington, D. C., on June 21, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5713; Filed, June 24, 1948;  
8:56 a. m.]

Claimant and claim No.	Notice of intention to return published	Property
Carlos F. Saavedra, Havana, Cuba; 4807.	May 12, 1948 (13 F. R. 2578).	\$13,412.76 in the Treasury of the United States. All right, title, interest and estate, both legal and equitable, of Carlos F. Saavedra in and to that certain property held in trust by the Girard Trust Co., Philadelphia, Pa., as trustee, under an indenture dated Aug. 26, 1937, for the benefit of Carlos F. Saavedra.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on June 21, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5712; Filed, June 24, 1948;  
8:56 a. m.]

[Vesting Order 11415]

JULIUS ZACHMANN

In re: Estate of Julius Zachmann, deceased. File No. D-28-12013; E. T. sec. 16199.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Klara Sayer, Louise (Seyfarth) Seyfarhrt, Else Raeuchle, Max Brenner, Otto Brenner, Karl Brenner, Louise Korn and Karl Korn, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to the estate of Julius Zachmann, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Ben H. Brown, Public Administrator, as administrator, acting under the judicial supervision of the Superior Court of the State of California in and for the County of Los Angeles;

and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5685; Filed, June 24, 1948;  
8:51 a. m.]

[Vesting Order 11416]

ARAMO-STIFTUNG

In re: Debts owing to and securities owned by Aramo-Stiftung.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation,

1. It having been found and determined by Vesting Order 10746 dated February 24, 1948, that Aramo-Stiftung, a Lichtenstein corporation, partnership, association or other organization is a national of a designated enemy country (Germany);

2. It is hereby found that the property described as follows:

a. That certain debt or other obligation of E. F. Hutton & Company, 61 Broadway, New York, New York, arising out of dividends received by said E. F. Hutton & Company, on 100 shares of American Power and Light Company 6% preferred stock, evidenced by certificate No. 29300 and on 228 shares of Montgomery Ward & Company, Incorporated, common stock, evidenced by certificate Nos. N. C. 261906, N. C. 261908 and N. C. 0605256, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same.

b. That certain debt or other obligation of Dominick & Dominick, 14 Wall Street, New York, New York, arising out of dividends received by said Dominick & Dominick, on 100 shares Standard Oil Company of New Jersey capital stock, evidenced by certificate No. B517125, together with any and all accruals thereto, and any and all rights to enforce, demand and collect the same.

c. Ten (10) shares capital stock of Consolidated Natural Gas Company, representing a dividend heretofore de-

clared and paid on the 100 shares of Standard Oil stock referred to in subparagraph 2b hereof, registered in the name and presently in the custody of Dominick & Dominick, 14 Wall Street, New York, New York, together with all declared and unpaid dividends thereon,

d. That certain debt or other obligation of Dominick & Dominick, 14 Wall Street, New York, New York, arising out of dividends received by said Dominick & Dominick on ten shares capital stock of Consolidated Natural Gas Company, which shares had been previously received by Dominick & Dominick, as a dividend declared and paid on 100 shares of Standard Oil Company of New Jersey capital stock, referred to in subparagraph 2b hereof, together with any and all accruals thereto, and any and all rights to enforce, demand and collect the same,

e. That certain debt or other obligation of J. and W. Seligman & Co., 65 Broadway, New York, New York, arising out of dividends received by said J. and W. Seligman & Co., on 100 shares of The Chesapeake & Ohio Railroad Company common stock, evidenced by certificate No. C115454, and on 50 shares Union Pacific Railroad Company common capital stock, evidenced by certificate No. A490838, and a dividend received in 1947 on 167 shares of Electric Bond and Share Company common stock, evidenced by certificate Nos. N151577 and N0465740, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

f. Two and twenty-fortieths (2-20/40ths) shares of Pittston Company common stock, representing a dividend heretofore declared and paid on the 100 shares of The Chesapeake & Ohio Railway Company stock, referred to in subparagraph 2e hereof, registered in the name of and presently in the custody of J. and W. Seligman & Co., together with any and all declared and unpaid dividends thereon,

g. That certain debt or other obligation of J. and W. Seligman & Co., 65 Broadway, New York, New York, arising out of dividends received by said J. and W. Seligman & Co. on 2-20/40ths shares of Pittston Company common stock, which shares had been received by J. and W. Seligman & Co., as a dividend declared and paid on 100 shares of The Chesapeake & Ohio Railway Company Stock, referred to in subparagraph 2e hereof, together with any and all accruals thereto, and any and all rights to enforce, demand and collect the same,

h. Two and twenty-fortieths (2-20/40ths) shares of New York, Chicago and St. Louis Railroad Company capital stock, representing a dividend heretofore declared and paid on the 100 shares of The Chesapeake & Ohio Railway Company stock, referred to in subparagraph 2e hereof, registered in the name of and presently in the custody of J. and W. Seligman & Co., together with any and all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on

account of, or owing to, or which is evidence of ownership or control by, Aramo-Stiftung, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That Aramo-Stiftung is controlled by or acting for or on behalf of a designated enemy country (Germany) or a person or persons within such country and is a national of a designated enemy country (Germany); and

4. That the national interest of the United States requires that Aramo-Stiftung be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national," and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5686; Filed, June 24, 1948;  
8:51 a. m.]

[Vesting Order 11419]

HERMAN I. A. DORNER

In re: Stock owned by Hermann I. A. Dorner, also known as Herman I. A. Dorner and as Herman Dorner. D-28-7854-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hermann I. A. Dorner, also known as Herman I. A. Dorner and as Herman Dorner, whose last known address is Hindenburgstrasse 25, Hannover, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Four hundred (400) shares of no par value capital stock of United Fruit Company, 1 Federal Street, Boston, Massachusetts, a corporation organized under the laws of the State of New Jersey, evidenced by certificates numbered J 83353/6 for one hundred (100) shares each registered in the name of Hermann I. A. Dorner and presently in the custody of Old Colony Trust Company, 45 Milk Street, Boston 6, Massachusetts, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account

of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5687; Filed, June 24, 1948;  
8:51 a. m.]

[Vesting Order 500A-219]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) referred to or named in Column 5 of Exhibit A attached hereto and made a part hereof and whose last known addresses are listed in said Exhibit A as being in a foreign country (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and covering works the titles of which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are residents of, or are organized under the laws of, or have their principal places of business in, such foreign country and are nationals thereof;

2. That all right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the persons referred

## NOTICES

to in Column 5 of said Exhibit A, and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this order including said Exhibit A, who are residents of, or which are organized under the laws of or have their principal places of business in, Germany or Japan, and are nationals of such foreign countries, in, to and under the following:

a. The copyrights, if any, described in said Exhibit A,

b. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number,

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing,

d. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

e. All rights of renewal, reversion or revesting, if any, in the foregoing, and

f. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting the foregoing,

is property of, and is property payable or held with respect to copyrights or rights related thereto in which interests

are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of foreign countries.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 5, 1947.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

## EXHIBIT A

Column 1	Column 2	Column 3	Column 4	Column 5
Copyright Nos.	Titles of works	Names and last known nationalities of authors	Names and last known addresses of owners of copyrights	Identified persons whose interests are being vested
Unknown-----	Die Idee der Riemannschen Fläche (Mathematische Vorlesungen an der Universität Göttingen: V) Zweite verbesserte anastatische gedruckte Auflage. 1923.	Hermann Weyl (nationality not established).	B. G. Teubner, Leipzig, Berlin, Germany (nationality German).	Owner.
Do-----	Asymptotische Gesetze der Wahrscheinlichkeitsrechnung. 1933. (Part of series: Ergebnisse der Mathematik und ihrer Grenzgebiete).	A. Khintchine (nationality not established).	Julius Springer, Berlin, Germany (nationality German).	Do.

[F. R. Doc. 48-5694; Filed, June 24, 1948; 8:52 a. m.]

[Vesting Order 11423]

EDITH GRABOWSKY

In re: Debt owing to Edith Grabowsky.  
F-28-23835-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Edith Grabowsky, whose last known address is Mozart Strasse, Gladbeck Zweikel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Edith Grabowsky, by the Greater Beneficial Union of Pittsburgh, 1505-07 Carson Street, Pittsburgh 3, Pennsylvania, representing a claim arising out of a Membership Certificate issued by the aforesaid Greater Beneficial Union of Pittsburgh to Karl Henry Grant, also known as Henry Grant, deceased, and any and all accruals to the aforesaid debt or other obligation, and any and all rights to demand, enforce and collect the same, and any and all rights under the aforesaid claim,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid

national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5688; Filed, June 24, 1948;  
8:51 a. m.]

[Vesting Order 500A-220]

COPYRIGHTS OF CLAUDE ANET, FRENCH NATIONAL

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) referred to or named in Column 5 of Exhibit A attached hereto and made a part hereof and whose last known addresses are listed in said Exhibit A as being in a foreign country (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and covering works the titles of which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are residents of, or are organized under the laws of, or have their principal places of business in, such foreign country and are nationals thereof;

2. That all right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the persons referred to in Column 5 of said Exhibit A, and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this Order including said Exhibit A, who are residents of, or which are organized under the laws of or have their principal places of business in, Germany, Japan, or France and are nationals of such foreign countries, in, to and under the following:

a. The copyrights, if any, described in said Exhibit A.

b. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed

with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number,

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing.

d. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

e. All rights of renewal, reversion or revesting, if any, in the foregoing, and

f. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting the foregoing,

is property of, and is property payable or held with respect to copyrights or rights

related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of foreign countries.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 5, 1947.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

EXHIBIT A

Column 1	Column 2	Column 3	Column 4	Column 5
Copyright No.	Titles of works	Names and last known nationalities of authors	Names and last known addresses of owners of copyrights	Identified persons whose interests are being vested
D 82168.....	Meyerling (Mayerling).....	Claude Anet (pseudonym for J. Schopfer) (nationality French).	Estate of Claude Anet, Paris, France.....	Estate of Claude Anet.

[F. R. Doc. 48-5695; Filed, June 24, 1948; 8:52 a. m.]

[Vesting Order 11430]

MITTELDEUTSCHE MONTANWERKE GESELLSCHAFT MIT BESCHRANKTER HAFTUNG

In re: Stock owned by Mitteldeutsche Montanwerke Gesellschaft Mit Beschränkter Haftung. F-28-425-A-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mitteldeutsche Montanwerke Gesellschaft Mit Beschränkter Haftung, the last known address of which is Berlin, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Two (2) shares of \$100.00 par value common capital stock of Baltimore & Ohio Railroad Company, B & O Building, Baltimore, Maryland, a corporation organized under the laws of the State of Maryland, evidenced by a certificate numbered A440399, registered in the name of Schmidt & Co., 140 Broadway,

New York, New York, and presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York 15, New York, in an account entitled Mitteldeutsche Montanwerke Gesellschaft Mit Beschränkter Haftung, Clients Depot Account, account number XC-17707, together with all declared and unpaid dividends thereon, and

b. One hundred eighty-seven (187) shares of \$100.00 par value 4% non-cumulative preferred stock of Baltimore & Ohio Railroad Company, B & O Building, Baltimore, Maryland, a corporation organized under the laws of Maryland, evidenced by certificates numbered 29685 for one hundred (100) shares, B85725 for one (1) share and B107082 for eight-six (86) shares, registered in the name of Schmidt & Co., 140 Broadway, New York, New York, and presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York 15, New York, in an account entitled Mitteldeutsche Montanwerke Gesellschaft Mit Beschränkter Haftung, Clients Depot Account, account number XC-17707, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid

national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-5689; Filed, June 24, 1948; 8:51 a. m.]

